

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### States party to the Patent Cooperation Treaty (PCT)

##### Slovenia, Trinidad and Tobago

On December 1, 1993, Slovenia, and on December 10, 1993, Trinidad and Tobago, deposited their instruments of accession to the Patent Cooperation Treaty (PCT), including Chapter II. Slovenia and Trinidad and Tobago will become the 62nd and 63rd Contracting States of the PCT on March 1 and March 10, 1994, respectively.

Consequently, as from March 1, 1994, nationals and residents of Slovenia, and as from March 10, 1994, nationals and residents of Trinidad and Tobago, will be entitled to file international applications under the PCT. Furthermore, in any international application filed on or after March 1 and March 10, 1994, respectively, Slovenia and Trinidad and Tobago (country codes: SI and TT) may be designated and elected.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

##### Poland

Poland has withdrawn its declaration under Article 64(2) of the PCT concerning the time limit for furnishing a translation of an international application to the Polish Patent Office as an elected Office. Poland will become bound by the provisions of Chapter II of the PCT, without any reservations, on March 1, 1994.

At present, and until March 1, 1994, where Poland is designated in an international application, a translation of the international application into Polish must be furnished to the Polish Patent Office within 20 months from the priority date, even where Poland is elected for the purposes of Chapter II and the 30-month time limit under PCT Article 39(1) applies for entry into the national phase of processing.

From March 1, 1994, for an international application in relation to which Poland was elected in a demand for international preliminary examination, or in a later election, prior to the expiration of the 19th month from the priority date, the time limit for furnishing a translation of the international application into Polish to the Polish Patent Office as elected Office will be 30 months from the priority date.

This 30-month time limit will also apply to international applications filed before March 1, 1994, provided that, on that date, 20 months from the priority date have not expired.

[Updating of PCT Gazette No. 01/1994, Summary (PL), page 227]

**INFORMATION ON CONTRACTING STATES****Barbados**

The **Corporate Affairs and Intellectual Property Office of Barbados** has notified a change in its location and mailing address, as follows:

Location and mailing address: Corporate Affairs and Intellectual Property Office,  
James Street, Bridgetown

[Updating of PCT Gazette No. 01/1994, Annex B1(BB) page 10]

**Belarus****Amendment to the Announcement on the Protection of Industrial Property in Belarus**

The **Belarus Patent Office** has notified the International Bureau that the time limit for registration and entry into the national phase in respect of Belarus of earlier national and international applications filed, and of industrial property titles of protection granted, for the territory of the former Soviet Union, indicated in paragraphs (7) and (8) of the Announcement on the Protection of Industrial Property in Belarus, published in PCT Gazette No. 15/1993, pages 8198 to 8202, has been extended by twelve months from August 5, 1993, to August 5, 1994.

[Updating of information published on pages 8198 to 8202 of PCT Gazette No. 15/1993]

**Monaco**

The **Directorate of Commerce, Industry and Industrial Property of Monaco** has notified a change in its requirement as to the number of copies of the international application required by it as receiving Office, as follows:

Number of copies required by the receiving Office: 3

[Updating of PCT Gazette No. 17/1993, Annex C(MC), page 8977]

**Mongolia**

The **Mongolian Patent Office** has notified a change in its requirement as to who can act as agent before it as receiving and designated (or elected) Office, as follows:

Who can act as agent? Any natural or legal person resident in Mongolia, registered to practice as a patent agent before the Office

[Updating of PCT Gazette No. 17/1993, Annex C(MN), page 8978, and Summary (MN), page 9048]

**Ukraine**

The **Ukraine Patent Office** has notified changes in its requirements as to the provisional protection after the international publication, as follows:

Provisional protection after international publication:

The applicant may, from the date of publication of the international application, claim payment of an indemnity from any person who, without being entitled to do so, uses the subject of the application. If the application is not published in the Ukrainian or Russian language, this right commences from the date of publication of a translation of the claims in the Ukrainian or Russian language or from the date of the transmittal of such translation to the person making use of the subject of the application.

[Updating of PCT Gazette No. 17/1993, Annex B1(UA), page 8940]

**United States of America**

The **United States Patent and Trademark Office** has notified changes in its location and in the requirements as to the acceptance of documents filed by means of telecommunication, as follows:

Location:

Crystal Plaza 2, Arlington, Virginia 20231, USA

Facsimile machine:

(1-703) 305 3230

Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?

Yes, by facsimile machine

Which kinds of documents may be so transmitted?

Documents other than certified priority documents, documents needed to receive an international filing date under PCT Article 11, authorizations charging the basic national fee to a deposit account and documents containing the copy of the international application, where required for entry into the national phase (see Summary)

Must the original of the document be furnished in all cases?

No, only upon invitation in the case of other documents

[Updating of PCT Gazette No. 17/1993, Annex B1(US), page 8942]

**FEES PAYABLE UNDER THE PCT****Italy**

Pursuant to PCT Rules 15.2(d) and 57.2(e), new amounts of fees in **Lira (ITL)**, as specified below, have been established. The new amounts are applicable as from March 6, 1994.

Basic fee:	ITL	884,000
Supplement per sheet over 30:	ITL	17,000
Designation fee:	ITL	215,000
Handling fee:	ITL	270,000

[Updating of PCT Gazette No. 01/1994, Annex C(IT), page 138, and annex E(EP), page 174]

### Russian Federation

The Russian Patent Office has notified new amounts of fees in Roubles (RUR) and US Dollars (USD), as specified below:

Transmittal fee:	RUR 13,000	
Fee for copies of documents:	RUR 30 per page	USD 0.30 per page
Search fee:	RUR 53,000	USD 200
Additional search fee:	RUR 40,000	USD 200
Preliminary examination fee:	RUR 26,000	USD 300
Additional preliminary examination fee:	RUR 20,000	USD 200
Fee for priority document:	RUR 3,400 plus RUR 20 for each page in excess of 20	
National fee:		
Filing fee:	RUR 800	USD 100
Claim fee for each independent claim in excess of one:	RUR 200	USD 20
Examination fee:	RUR 3,000	USD 400

[Updating of PCT Gazette No. 17/1993, Annex C(RU), page 8986, Annex D(RU), page 9000, Annex E(RU), page 9008, and Summary (RU), page 9058]

### International Bureau

Pursuant to PCT Rule 16.1(b) and (d), new amounts in Swiss Francs (CHF) and US Dollars (USD) have been established for the search fee for international search by several International Searching Authorities for international applications filed with the International Bureau as receiving Office. The new amounts are applicable as from January 1, 1994. A complete listing of the applicable amounts in CHF and USD including the new amounts is given below:

Search fee for international search by:

Australian Patent Office:	CHF 772	USD 537
Austrian Patent Office:	CHF 285	USD 198
Chinese Patent Office:	CHF 210	USD 146
European Patent Office	CHF 2,160	USD 1,415
Japanese Patent Office:	CHF 900	USD 626
Russian Patent Office:	CHF 288	USD 200
Spanish Patent Office:	CHF 537	USD 373
Swedish Patent Office:		
– if on an earlier application, the priority of which is claimed, a first office action has been issued by the Swedish Patent Office:	CHF 460	USD 320
– 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 (Finland) or the Norwegian Patent Office:	CHF 635	USD 442
– in all other cases:	CHF 740	USD 515
United States Patent and Trademark Office (the amount in brackets is payable where a corresponding prior US national application has been filed and the basic national fee paid):	CHF 890 (590)	USD 620 (410)

[Updating of PCT Gazette No. 17/1993, Annex D pages 8995 to 9002]

**DESIGNATED (OR ELECTED) OFFICES****Kazakhstan**

The **Kazakh Patent Office** notified changes in its requirements concerning the required contents of the translation of the international application for the entry into the national phase, as follows:

Required contents of the translation for the entry into the national phase:

Under PCT Article 22: Request, description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract

Under PCT Article 39(1): Request, description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)

[Updating of PCT Gazette No. 17/1993, Summary (KZ), page 9045]

**European Patent Office**

The **European Patent Office** has notified the International Bureau that the European search fee payable to the Office as designated or elected Office will be reduced by 20% where the international search report has been established by the Chinese Patent Office.

[Updating of PCT Gazette No. 01/1994, Summary (EP), page 204]

**ADMINISTRATIVE INSTRUCTIONS UNDER THE PATENT COOPERATION TREATY (PCT)****MODIFICATION**

The Director General of the World Intellectual Property Organization, with effect on January 1, 1994, has modified the Administrative Instructions under the PCT, after consultation with the interested Offices, pursuant to Rule 89.2 of the PCT Regulations, as set out below. The modification to Section 307 (that is, the use of the two-letter code “IB” for international applications filed with the International Bureau as receiving Office) is necessary as a result of the fact that the International Bureau of the World Intellectual Property Organization (WIPO), following amendments to the Regulations under the PCT adopted on September 29, 1993, by the Assembly of the International Patent Cooperation Union (PCT Assembly), became on January 1, 1994, a receiving Office for international applications filed under the PCT by nationals and residents of all PCT Contracting States.

It is recalled that other modifications to the Administrative Instructions have been promulgated with effect from January 1, 1994—these were published in PCT Gazette, No. 28/1993, Section IV, pages 15639 to 15644. The Administrative Instructions were last published in a Special Issue of the PCT Gazette, No. 15/1992, Section IV, pages 7016 to 7083. The text of modified Section 307 is reproduced at the top of the next page:

### Section 307

#### System of Numbering International Applications

(a) Papers purporting to be an international application under Rule 20.1(a) shall be marked with the international application number, consisting of the letters “PCT,” a slant, the two-letter code referred to in Section 115, indicating the receiving Office, a two-digit indication of the last two numbers of the year in which such papers were first received, a slant and a five-digit number, allotted in sequential order corresponding to the order in which the international applications are received (e.g., “PCT/SE78/00001”). Where the International Bureau acts as receiving Office, the two-letter code “IB” shall be used.

(b) [No change]

#### **NEW POSSIBILITY OF DIRECT FILING OF INTERNATIONAL APPLICATIONS WITH THE INTERNATIONAL BUREAU OF WIPO AS FROM 1 JANUARY 1994**

As from 1 January 1994 it will be possible for any resident or national of a PCT Contracting State to file an international application direct with the International Bureau of WIPO as receiving Office, as an alternative to filing with the national Office of or acting for that State. This has been made possible by the adoption of amendments to the PCT Regulations (in particular to PCT Rule 19) by the Assembly of the PCT Contracting States in September 1993. The text of the amended Rules was published in PCT Gazette No. 26/1993, Section IV, on 28 October 1993.

##### **1. How can an international application be filed with the International Bureau as receiving Office?**

There are three ways in which international applications may be filed direct with the International Bureau as receiving Office: by mail (see address below), by hand-delivery at the WIPO Headquarters Building (see address below) or by facsimile machine on condition that the original of the facsimile transmission is furnished within 14 days from the date of that transmission (facsimile number: (41-22) 910 06 10).

A special form for the confirmation of receipt will be made available on which applicants may fill in details concerning the number and nature of pages filed. These indications will be compared with the pages actually received by the International Bureau. The International Bureau will return to the applicant a confirmation of receipt of the international application and will indicate, in particular in the case of a facsimile transmission, whether any pages are missing or illegible.

##### **2. What special features have to be taken into account when filing an international application direct with the International Bureau as receiving Office?**

It will be the responsibility of the applicant or the applicant's agent to comply with any applicable national security provisions before filing an international application with the International Bureau as receiving Office.

In the case of facsimile transmission, where a difference exists between the time in the country from which the international application is transmitted and the time at the International Bureau, the operative date will be the date in Geneva at the time of receipt of the international application.

**3. What are the admitted languages for filing an international application with the International Bureau as receiving Office?**

It will be possible to file an international application with the International Bureau in any of the seven publication languages under the PCT, namely, Chinese, English, French, German, Japanese, Russian or Spanish. In any particular case, however, the choice of language in which the international application may be filed will depend on the language(s) accepted by the International Searching Authority which is, or Authorities which are, competent for the searching of the international application (see paragraph 4, below). In any event, correspondence between the applicant and the International Bureau as receiving Office will be in English or French.

**4. Which are the competent International Searching Authorities and International Preliminary Examining Authorities for international applications filed with the International Bureau as receiving Office?**

The competent Authorities will be the same as would have been competent had the international application been filed with the national Office of, or acting for, a Contracting State of which the applicant is a resident or national. This may result in a wider choice of Authorities for international applications filed with the International Bureau as receiving Office if there are two or more applicants from different Contracting States. The choice of International Searching Authority must be indicated in the request and the choice of International Preliminary Examining Authority must be indicated in the demand. Information as to which International Searching and Preliminary Examining Authorities are competent for residents and nationals of the various Contracting States is published in the PCT Gazette and in the PCT Applicant's Guide, Volume I, Annex C.

**5. Who can act as agent before the International Bureau as receiving Office?**

Any person who has the right to practice before the national Office of, or acting for, a Contracting State of which the applicant, or, if there are two or more applicants, any of the applicants, is a resident or national will be entitled to practice in respect of the international application before the International Bureau in its capacity as receiving Office (see PCT Rule 83.1*bis*).

**6. What fees are payable to the International Bureau as receiving Office?**

Fees may be paid in Swiss francs (CHF) or US dollars (USD). The amounts payable are shown below:

	CHF	USD
Transmittal fee:	300	200
Basic fee:	762	530
Supplement per sheet over 30:	15	10
Designation fee:	185	128
Search fee:		

See Annex D of the PCT Applicant's Guide,  
PCT Gazette No. 01/1994, Annex D, pages 161 to 170,  
or the table on page 856, above.

**7. What modes of payment of fees are available?**

Fees may be paid in the following ways:

- by debit of a current account established with WIPO (Swiss francs only);
- by bank transfer to WIPO bank account No. 487080-81 at the Crédit Suisse, CP 2153, 1211 Geneva 2, Switzerland (Swiss francs or US dollars);
- by transfer to WIPO postal account No. 12-5000-8, Geneva, Switzerland (Swiss francs only);
- by check made payable to the World Intellectual Property Organization (Swiss francs or US dollars);
- in cash (only if payment is made in person) (Swiss francs only).

For filing international applications with the International Bureau of WIPO, please use the following address:

World Intellectual Property Organization  
Box PCT  
34, chemin des Colombettes  
1211 Geneva 20, Switzerland  
Telephone: (41-22) 730 93 52  
Facsimile: (41-22) 910 06 10

### PCT TEXT BROCHURE

The International Bureau recalls that on January 1, 1994, a number of changes to the PCT Regulations entered into force.

A new brochure with the consolidated text of the PCT and the Regulations as in force on January 1, 1994, has been published by the International Bureau in English and French. Brochures with official texts in other languages are under preparation. The text brochures can be ordered from WIPO. The price is 15 Swiss francs at WIPO headquarters or by surface mail, or 20 Swiss Francs by airmail in Europe (24 elsewhere). The WIPO publication number should be indicated in the order: No. 274(E) for English and No. 274(F) for French.



**SECTION IV**  
**NOTICES AND INFORMATION OF A GENERAL CHARACTER**

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**FEES PAYABLE UNDER THE PCT****Finland**

Pursuant to PCT Rule 16.1(d), a new amount in **Finnish Markka (FIM)**, 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, 1994.

Search fee (international search by the European Patent Office):	FIM 8,200
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[Updating of PCT Gazette No. 01/1994, Annex D(EP), page 164]

**RECEIVING OFFICES****Russian Federation**

By virtue of an agreement concluded by the World Intellectual Property Organization (WIPO) with the competent authorities in Moscow, the International Bureau of WIPO has acted, since January 1, 1992, as receiving Office under PCT Rule 19.1(b) for applicants who are residents or nationals of those entities the territory of which was part of the territory of the former Soviet Union (see PCT Gazette No. 03/1992, page 1033).

Noting that the International Bureau, as from January 1, 1994, now acts, under PCT Rule 19.1(a)(iii), as a receiving Office for applicants from all PCT Contracting States, the above-mentioned special agreement was, by agreement between WIPO and the Russian Patent Office, terminated on December 31, 1993.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### Georgia

On January 18, 1994, Georgia deposited a declaration the effect of which is that the PCT, including Chapter II, is applied by Georgia.

Consequently, as from January 18, 1994, nationals and residents of Georgia are entitled to file international applications under the PCT. Furthermore, in any international application filed on or after January 18, 1994, Georgia (country code: GE) may be designated and elected.

Applicants are, under the PCT Regulations, afforded the possibility of requesting the extension of the effects of international applications filed on or after December 25, 1991, (the date on which the Soviet Union ceased to exist) to States which have made a declaration of continuation. PCT Rule 32 will allow the extension to Georgia of international applications filed between December 25, 1991, and March 18, 1994.

The applicant in respect of each international application concerned, or his agent, will receive a notification from the International Bureau of WIPO, informing him about the possibility and the applicable conditions for extending the effects of his international application to Georgia.

#### FEES PAYABLE UNDER THE PCT

##### Norway

Pursuant to PCT Rule 15.2(d), new amounts in Norwegian Kroner (NOK), as specified below, have been established. The new amounts are applicable as from April 18, 1994.

Basic fee:	NOK	3,940
Supplement per sheet over 30:	NOK	80
Designation fee:	NOK	960

[Updating of PCT Gazette No. 01/1994, Annex C(NO), page 149]

##### Spain

Pursuant to PCT Rule 15.2(d), new amounts in Peseta (ESP), as specified below, have been established. The new amounts are applicable as from April 18, 1994.

Basic fee:	ESP	76,300
Supplement per sheet over 30:	ESP	1,500
Designation fee:	ESP	18,500

[Updating of PCT Gazette No. 01/1994, Annex C(ES), page 129]

**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, 1994, to February 1, 1995, the following:

all Saturdays and Sundays and	
April 1, 1994	December 26, 1994
April 4, 1994	December 27, 1994
May 12, 1994	December 30, 1994
May 23, 1994	January 2, 1995
September 8, 1994	

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

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#### THE PATENT COOPERATION TREATY (PCT) IN 1993

The World Intellectual Property Organization (WIPO), Geneva, announces the main events which occurred in 1993 in relation to the Patent Cooperation Treaty (PCT) and the results of operations under the PCT in that year.

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1. Since 1978, the PCT system has offered inventors and industry an advantageous route for obtaining patent protection internationally. By filing one “international” application under the PCT, protection for an invention can be sought simultaneously in each of a large number of countries.
2. The steep growth in recent years in the number of international applications filed under the PCT continued during 1993, despite the adverse economic situation affecting most countries. In that year, the International Bureau of WIPO received 28,577 international applications filed worldwide, which represents an increase over 1992 of 10.26%. These 28,577 international applications had the effect of 354,441 national applications and of 35,850 regional patent applications with the effect of 544,645 applications for patent protection in the member States of the regional patent systems, that is, a total of almost 900,000 applications.
3. During 1993, Belarus, the Czech Republic, Kazakhstan, Latvia, Niger, Slovakia, Uzbekistan and Viet Nam became PCT Contracting States.

The *Czech Republic* and *Slovakia* became bound by the PCT upon the filing of declarations of continuation of the PCT with effect from January 1, 1993, as successor States of Czechoslovakia, which ceased to exist on December 31, 1992.

*Kazakhstan* became bound by the PCT upon the filing, on February 16, 1993, of a declaration of continuation of the PCT with effect from December 25, 1991, as a successor State of the former Soviet Union.

*Viet Nam* acceded to the PCT with effect from March 10, 1993.

*Niger*, which is a member State of the African Intellectual Property Organization (OAPI), acceded to the PCT with effect from March 21, 1993. Any designation of Niger in an international application is considered as a designation of Niger for the purposes of obtaining an OAPI patent. With the entry into force of the PCT for Niger, all OAPI member States are now party to the PCT.

*Belarus* became bound by the PCT upon the filing, on April 14, 1993, of a declaration of continuation of the PCT with effect from December 25, 1991, as a successor State of the former Soviet Union.

*Uzbekistan* became bound by the PCT upon the filing, on August 18, 1993, of a declaration of continuation of the PCT with effect from December 25, 1991, as a successor State of the former Soviet Union.

*Latvia* acceded to the PCT with effect from September 7, 1993.

4. The 61 States party to the PCT on January 1, 1994, were the following:

*In Africa:* Benin, Burkina Faso, Cameroon, Central African Republic, Chad, Congo, Côte d'Ivoire, Gabon, Guinea, Madagascar, Malawi, Mali, Mauritania, Niger, Senegal, Sudan, Togo

*In the Americas:* Barbados, Brazil, Canada, United States of America

*In Asia and the Pacific:* Australia, China, Democratic People's Republic of Korea, Japan, Kazakhstan, Mongolia, New Zealand, Republic of Korea, Sri Lanka, Uzbekistan, Viet Nam

*In Europe:* Austria, Belarus, Belgium, Bulgaria, Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Liechtenstein, Luxembourg, Monaco, Netherlands, Norway, Poland, Portugal, Romania, Russian Federation, Slovakia, Spain, Sweden, Switzerland, Ukraine, United Kingdom.

5. Instruments of accession to the PCT were deposited by China in October 1993 and by Slovenia and Trinidad and Tobago in December 1993.

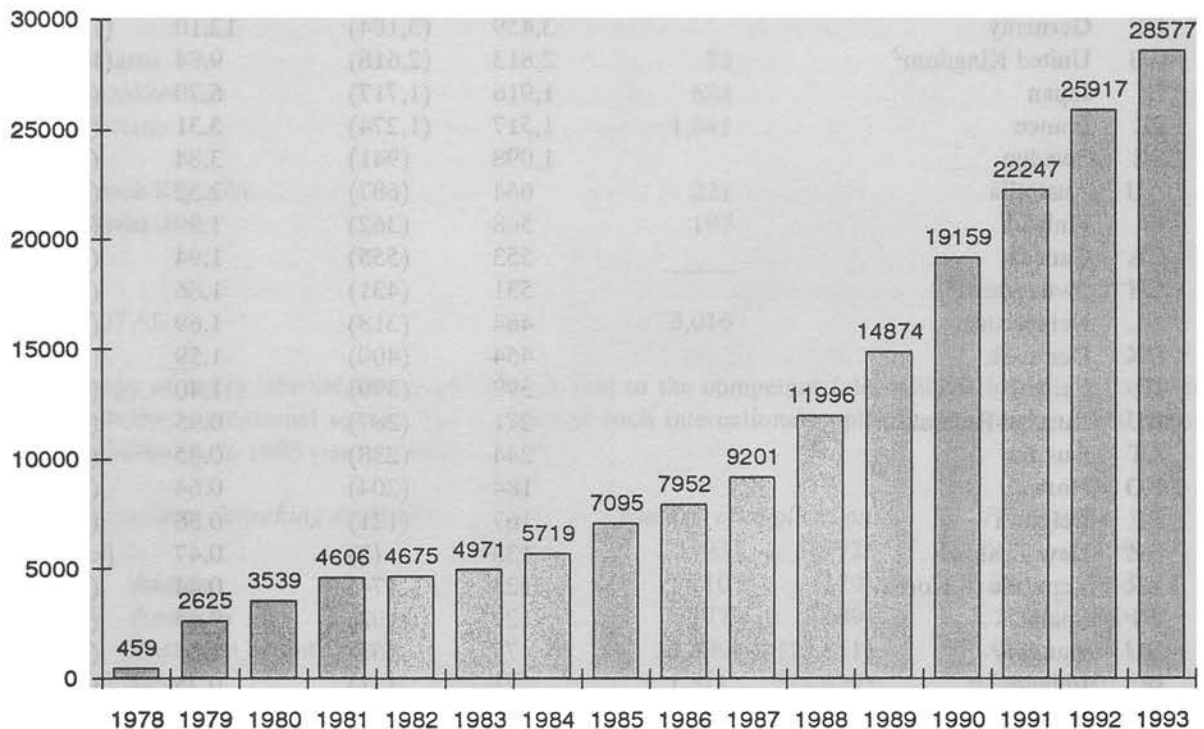
*China* became bound by the PCT with effect from January 1, 1994.

*Slovenia* will become bound by the PCT on March 1, 1994.

*Trinidad and Tobago* will become bound by the PCT on March 10, 1994.

6. *Statistics.* As already indicated, the number of international applications received by the International Bureau in 1993 amounted to 28,577 (1992: 25,917). The corresponding numbers in each calendar year since the beginning of PCT operations are as follows:

Number of international applications received since 1978



7. In 1993, the average number of designations made per international application was 13.66 (1992: 10.25). These designations had, on average, per international application, the effect of national or regional applications in 31.46 (1992: 25.50) Contracting States. The difference between the numbers of designations and their effect as national or regional applications is due to the fact that the designation for a regional (European or OAPI) patent covers multiple States. In 1993, a European patent was sought in 28,155 international applications, which represents 98.52% (1992: 24,695 = 95.28%) of the total. The percentage of applications containing more than ten designations was 34.53% (1992: 26.74%), which shows that over one third of all PCT applicants take advantage of the possibility of designating any number of additional States free of charge provided that ten designation fees have been paid.

8. The following table shows the country of origin of international applications received by the International Bureau in 1993, and the corresponding percentages, as compared with 1992:

<i>Country of origin<sup>1</sup></i>	<i>Number of applications</i>		<i>Percentage</i>	
	1993	(1992)	1993	(1992)
US United States of America	12,535	(11,869)	43.86	(45.80)
DE Germany	3,459	(3,104)	12.10	(11.98)
GB United Kingdom <sup>2</sup>	2,813	(2,618)	9.84	(10.10)
JP Japan	1,916	(1,717)	6.70	(6.62)
FR France	1,517	(1,274)	5.31	(4.92)
SE Sweden	1,098	(941)	3.84	(3.63)
AU Australia	664	(687)	2.32	(2.65)
FI Finland	568	(362)	1.99	(1.40)
CA Canada	553	(555)	1.94	(2.14)
CH Switzerland <sup>3</sup>	531	(431)	1.86	(1.66)
NL Netherlands	484	(318)	1.69	(1.23)
DK Denmark	454	(400)	1.59	(1.54)
IT Italy	399	(399)	1.40	(1.54)
RU Russian Federation	271	(287)	0.95	(1.11)
AT Austria	244	(238)	0.85	(0.92)
NO Norway	184	(204)	0.64	(0.79)
BE Belgium	167	(121)	0.58	(0.47)
NZ New Zealand	133	(2)	0.47	(<0.01)
KR Republic of Korea	125	(74)	0.44	(0.29)
ES Spain	123	(102)	0.43	(0.39)
HU Hungary	77	(53)	0.27	(0.20)
IE Ireland	71	(31)	0.25	(0.12)
BR Brazil	42	(20)	0.15	(0.08)
CZ Czech Republic	31	(–)	0.11	(–)
GR Greece	24	(21)	0.08	(0.08)
LU Luxembourg	20	(17)	0.07	(0.07)
PL Poland	17	(14)	0.06	(0.05)
BG Bulgaria	15	(9)	0.05	(0.03)
PT Portugal	10	(1)	0.03	(<0.01)
BY Belarus	6	(–)	0.02	(–)
RO Romania	6	(8)	0.02	(0.03)
UA Ukraine	6	(0)	0.02	(0)
SK Slovakia	5	(–)	0.02	(–)
MC Monaco	3	(1)	0.01	(<0.01)
OA OAPI States	2	(0)	0.01	(0)
BB Barbados	1	(0)	<0.01	(0)
KP Democratic People's Republic of Korea	1	(0)	<0.01	(0.00)
KZ Kazakhstan	1	(–)	<0.01	(–)
LK Sri Lanka	1	(1)	<0.01	(<0.01)
CS Czechoslovakia	–	(38)	–	(0.15)
<b>TOTAL</b>	<b>28,577</b>	<b>(25,917)</b>	<b>100.00</b>	<b>(100.00)</b>

1 3447 (= 12%) of international applications received were filed with the European Patent Office (EPO); they are included in the figures concerning the member State of the EPO of which the applicant is a national or a resident.

2 Includes figures for Hong Kong and the Isle of Man, since the national Office of the United Kingdom also acts for residents of Hong Kong and the Isle of Man.

3 Includes figures for Liechtenstein, since the national Office of Switzerland also acts for nationals and residents of Liechtenstein.

9. In 1993, the International Bureau informed applicants in respect of 37,600 international applications about the possibility of requesting extension of the effects of those applications to a successor State of the former Soviet Union or the former Czechoslovakia, having made a declaration of continuation relating to the PCT. The countries concerned and the number of requests for extension received are indicated below:

Successor State	Number of requests for extension
Belarus	73
Kazakhstan	684
Ukraine	1,841
Czech Republic	221
Slovakia	197
	—
TOTAL	3,016

10. A copy of every international application is sent to the competent International Searching Authority for carrying out the international search. The number of such international applications sent to each International Searching Authority in 1993 was as follows:

<i>International Searching Authority</i>	<i>Number of applications</i>		<i>Percentage</i>	
	1993	(1992)	1993	(1992)
AT Austria	210	(129)	0.74	(0.50)
AU Australia	777	(689)	2.72	(2.66)
EP European Patent Office	15,409	(13,851)	53.92	(53.44)
JP Japan	1,811	(1,639)	6.34	(6.32)
RU Russian Federation	286	(286)	1.00	(1.10)
SE Sweden	2,236	(1,837)	7.82	(7.09)
US United States of America	7,848	(7,486)	27.46	(28.88)
	—	—	—	—
TOTAL	28,577	(25,917)	100.00	(100.00)

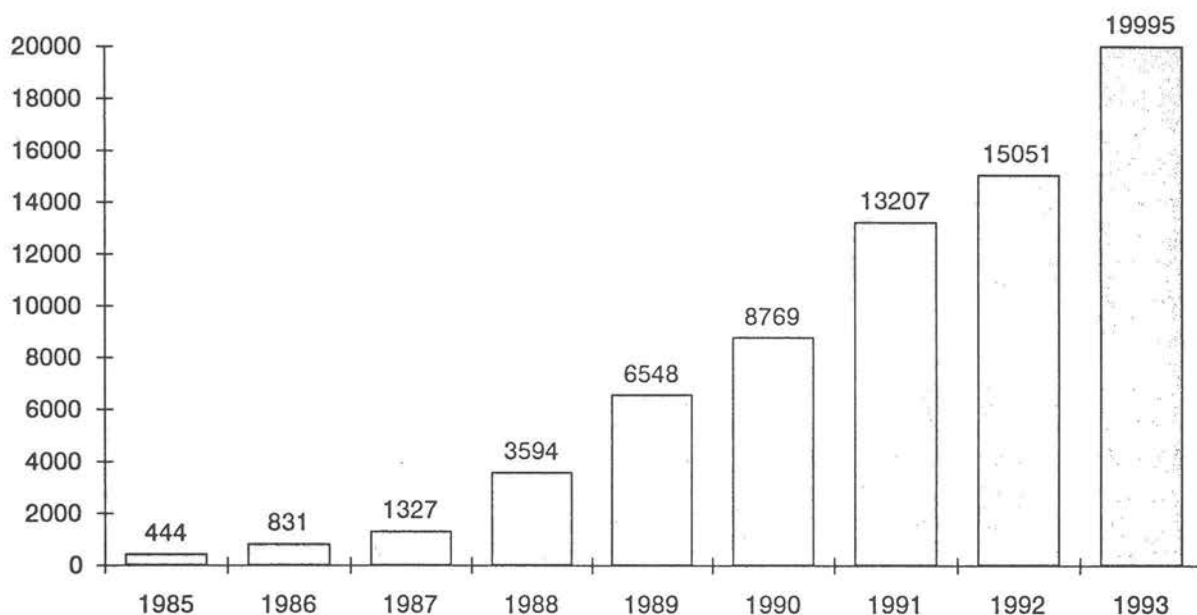
11. The international applications received in 1993 by the International Bureau were filed in the following languages:

<i>Language of filing</i>	<i>Number of applications</i>		<i>Percentage</i>	
	1993	(1992)	1993	(1992)
Danish	183	(140)	0.64	(0.54)
Dutch	123	(93)	0.43	(0.36)
English	19,562	(17,960)	68.45	(69.30)
Finnish	228	(150)	0.80	(0.58)
French	1602	(1,342)	5.61	(5.18)
German	4012	(3,571)	14.04	(13.78)
Japanese	1813	(1,640)	6.34	(6.33)
Norwegian	98	(100)	0.34	(0.38)
Russian	283	(287)	0.99	(1.11)
Spanish	104	(94)	0.36	(0.36)
Swedish	569	(540)	1.99	(2.08)
	—	—	—	—
TOTAL	28,577	(25,917)	100.00	(100.00)



12. The number of demands for international preliminary examination in 1993 amounted to 19,995, which represents an increase over 1992 of 32.85%. The corresponding numbers of demands in each calendar year since 1985 were as follows:

Number of demands filed worldwide



13. These 19,995 demands were filed with the Offices indicated below, which act as International Preliminary Examining Authorities:

<i>International Preliminary Examining Authority</i>	<i>Number of demands</i>		<i>Percentage</i>	
	<b>1993</b>	<b>(1992)</b>	<b>1993</b>	<b>(1992)</b>
AT Austria	92	(51)	0.46	(0.34)
AU Australia	612	(540)	3.07	(3.59)
EP European Patent Office	8,644	(6,088)	43.23	(40.44)
GB United Kingdom <sup>4</sup>	1,672	(2,023)	8.36	(13.44)
JP Japan	484	(337)	2.42	(2.24)
RU Russian Federation	63	(25)	0.31	(0.17)
SE Sweden	1,363	(1,251)	6.82	(8.31)
US United States of America	7,065	(4,736)	35.33	(31.47)
<b>TOTAL</b>	<b>19,995</b>	<b>(15,051)</b>	<b>100.00</b>	<b>(100.00)</b>

<sup>4</sup> The United Kingdom Patent Office ceased to be an International Preliminary Examining Authority in respect of demands for international preliminary examination made on or after June 1, 1993.

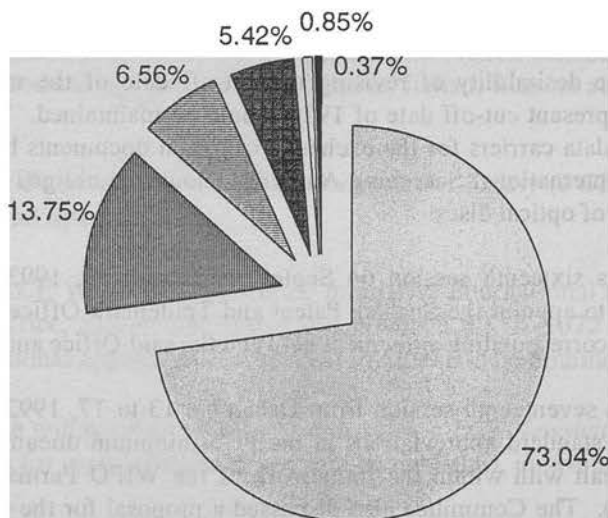
14. The growth of 32.85% in the number of demands for international preliminary examination in 1993 compared to 1992 can be attributed to the fact that most of the Contracting States can be elected for international preliminary examination and that applicants are increasingly aware of the advantages of the procedure under Chapter II of the PCT which provides an opinion whether the invention meets the PCT criteria for patentability and which postpones by ten more months the beginning of the national or regional procedures.

15. *Publications under the PCT.* The fortnightly publication of the *PCT Gazette*, in separate English and French editions, was continued throughout 1993. In addition to a substantial volume of information of a general character, the *PCT Gazette* included entries relating to the 26,090 (1992: 22,971) international applications which were published in the form of PCT pamphlets (in English, French, German, Japanese, Russian or Spanish, depending on the language of filing) on the same day as the relevant issue of the *PCT Gazette*.

16. The numbers of international applications published in 1993 as pamphlets in each of the above-mentioned languages were as follows:

Language of publication	Number of applications		Percentage	
	1993	(1992)	1993	(1992)
English	19,056	(16,675)	73.04	(72.59)
French	1,414	(1,237)	5.42	(5.39)
German	3,588	(3,174)	13.75	(13.82)
Japanese	1,712	(1,628)	6.56	(7.09)
Russian	223	(170)	0.85	(0.74)
Spanish	97	(87)	0.37	(0.38)
<b>TOTAL</b>	<b>26,090</b>	<b>(22,971)</b>	<b>100.00</b>	<b>(100.00)</b>

Languages of publication of international applications in 1993



17. Four special issues of the *PCT Gazette* were published, containing, as indicated below:
- consolidated information of a general character (No. 01/1993 and No. 17/1993);
  - the PCT Preliminary Examination Guidelines (No. 07/1993);
  - a list of the minimum documentation under PCT Rule 34.1(b)(iii) (No. 23/1993).
18. The International Bureau continued, in cooperation with the European Patent Office, the production of CD-ROMs “ESPACE WORLD,” each disk containing the full text and the drawings of about 500 published international applications as well as the corresponding bibliographic data in coded, searchable form. All international applications published since 1989 are available in CD-ROM format (a total of 216 CD-ROMs).
19. *Meetings.* The PCT Committee for Administrative and Legal Matters (PCT/CAL) held its fifth session from May 24 to 27, 1993, in Geneva and approved proposals for amendments to the PCT Regulations which give applicants from all PCT Contracting States the option of filing international applications with the International Bureau as receiving Office and provide for new safeguards in case applicants file erroneously with a non-competent receiving Office. The Committee also considered two proposals to amend PCT Rule 91.1 (rectification of obvious errors in documents), but it was agreed that possibilities for further improvements in specific remedies should be studied. The Committee also discussed proposed amendments of the PCT Regulations to provide for the electronic filing of international applications under the EASY (Electronic Application System) project and agreed that consideration of amendments should be deferred until the legal implications had been further studied and some further experience had been gained in the implementation of the first stage of EASY’s development.
20. The Meeting of International Authorities (PCT/MIA) held its third session from June 21 to 25, 1993, in Geneva and agreed on a revision of the PCT Search Guidelines and on modifications of the Administrative Instructions under the PCT of interest to the International Searching and Preliminary Examining Authorities, as well as modifications of the Demand Form and certain Forms for use by the International Searching and International Preliminary Examining Authorities.
21. The PCT Committee for Technical Cooperation (PCT/CTC) held its fifteenth session from June 3 to 11, 1993, in Geneva and approved a revised list of PCT periodicals established under PCT Rule 34.1(b)(iii). The Committee also discussed the desirability of revising the cut-off date of the minimum documentation (PCT Rule 34) and agreed that the present cut-off date of 1920 should be maintained. The Committee also discussed the usage of optical discs as data carriers for the exchange of patent documents between offices and concluded that, for the time being, no International Searching Authority should be obliged to accept the receipt of those patent documents in the form of optical discs.
22. The PCT/CTC held its sixteenth session on September 21 and 22, 1993, in Geneva and advised the Assembly of the PCT Union to appoint the Spanish Patent and Trademark Office as an International Searching Authority and to approve the corresponding agreement between the said Office and WIPO.
23. The PCT/CTC held its seventeenth session from December 13 to 17, 1993, in Geneva and considered a proposal for the inclusion of standard abbreviations in the PCT minimum documentation list. The Committee agreed to have the matter dealt with within the framework of the WIPO Permanent Committee on Industrial Property Information (PCIPI). The Committee also discussed a proposal for the possible inclusion of the kind-of-document code in the inventory of patent documents forming the PCT minimum documentation according to PCT Rule 34.1 and adopted a proposed layout of the inventory.
24. The Assembly of the PCT Union held its twenty-first (ninth ordinary) session from September 20 to 29, 1993. The main decisions were the following:
- *International Bureau to act as receiving Office.* The Assembly adopted amendments to the PCT Regulations which enable the International Bureau to act as receiving Office, thus giving applicants from all PCT Contracting States the option of filing international applications with the International Bureau as an alternative to filing with competent national or regional Offices as receiving Offices. The amendments involved PCT Rules 4.1, 4.14<sup>bis</sup>, 18.1, 18.2, 19.1, 19.2, 19.4, 35.3, 54.1, 54.3, 59.1,

83.1<sup>bis</sup> and 90.1, and were published in *PCT Gazette* No. 26/1993, Section IV, on October 28, 1993, and in the January 1994 version of the brochure containing the text of the PCT and the PCT Regulations. The amended Rules entered into force, and the International Bureau began to act as a receiving Office, on January 1, 1994.

- *Appointment of the Spanish Patent and Trademark Office as an International Searching Authority.* The Assembly appointed the Spanish Patent and Trademark Office as International Searching Authority with effect from September 22, 1993, for all international applications filed in the Spanish language with the receiving Office of, or acting for, any Contracting State where that Office has specified the Authority for that purpose. In addition to the benefits for Spanish applicants (there has not been up to now any International Searching Authority which has declared itself prepared to carry out international searches in respect of international applications filed in Spanish without the need for a translation), it is hoped that this appointment will facilitate the accession of other Spanish-speaking countries to the PCT.
- *Expenses of Delegations – PCT Rule 84.1.* The Assembly unanimously agreed to suspend the application of PCT Rule 84.1 in relation to its own sessions and the sessions of the PCT Committee for Administrative and Legal Matters in order to make it possible to pay the travel and subsistence expenses of one delegate of each PCT Contracting State for the sessions of those bodies from the budget of the PCT Union. The Assembly also agreed that the Director General would make proposals to end the suspension if it could not be continued at any time beyond 1995 because of lack of sufficient funds.
- *PCT Fees.* A proposal to increase PCT fees did not find the majority required for its approval. It was, however, agreed that the Assembly could examine the possibility of a fee increase in an extraordinary session in 1994.

25. In 1993, officials of the International Bureau participated in numerous meetings devoted to the use and advantages of the PCT in Australia, China, Estonia, France, Gambia, Germany, Hong Kong, Indonesia, Japan, Latvia, Lithuania, Portugal, Switzerland, the United Kingdom, the United States of America and Uruguay.

26. *PCT Publications.* The booklet containing the text of the PCT and the PCT Regulations as in force on January 1, 1994, may be purchased from WIPO. The English and French versions are already available. The German version will be published shortly. The Arabic, Chinese, Italian, Russian and Spanish versions are under preparation.

27. A leaflet entitled *Basic Facts about the Patent Cooperation Treaty (PCT)* is available free of charge in English, French, German and Spanish.

28. The CD-ROMs “ESPACE WORLD” containing published international applications may be ordered from the European Patent Office, Schottenfeldgasse 29, Postfach 82, A-1072 Vienna, Austria. The CD-ROMs containing the international applications published in 1989 can be obtained only from WIPO.

29. The International Bureau will publish, as from March 1994, a *PCT Newsletter*. The *PCT Newsletter* will provide up-to-date information for users of the PCT and will be published, on average, once a month (in English only).

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

#### STATISTICS RELATING TO RECORD COPIES RECEIVED BY THE INTERNATIONAL BUREAU IN 1993

##### 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, pursuant to Section 115 of the Administrative Instructions, been taken from WIPO Standard ST.3\*. 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 acts, except in the case of the European Patent Office which acts (as well as the respective national industrial property offices) 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. The abbreviations mean that the figures shown in the table for the designated State relate to national patents ("NAT") and/or European patents ("EPO").

AT Austria	LK Sri Lanka
AU Australia	LV Latvia
BB Barbados	LU Luxembourg
BE Belgium	MC Monaco
BG Bulgaria	MG Madagascar
BR Brazil	MN Mongolia
BY Belarus	MW Malawi
CA Canada	NL Netherlands
CH Switzerland	NO Norway
CS Czechoslovakia	NZ New Zealand
CZ Czech Republic	PL Poland
DE Germany	PT Portugal
DK Denmark	RO Romania
ES Spain	RU Russian Federation
FI Finland	SD Sudan
FR France	SE Sweden
GB United Kingdom	SK Slovakia
GR Greece	UA Ukraine
HU Hungary	US United States of America
IE Ireland	UZ Uzbekistan
IT Italy	VN Viet Nam
JP Japan	
KP Democratic People's Republic of Korea	EP European Patent Office (EPO)
KR Republic of Korea	OA African Intellectual Property Organization (OAPI)
KZ Kazakhstan	

\* Published on pages 8371 to 8379 of PCT Gazette No. 20/1992.





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

(From 1 January 1993 to 31 December 1993)

Receiving Offices	Languages of Filing											Total Number of Record Copies Received
	Danish	Dutch	English	Finnish	French	German	Japanese	Norwegian	Russian	Spanish	Swedish	
AT						196						196
AU			664									664
BB			1									1
BE		13	26		43							82
BG			13						2			15
BR			42									42
BY			2						4			6
CA			544		9							553
CH					53	237						290
CZ			24			7						31
DE						1224						1224
DK	183		257			2						442
ES										104		104
FI			338	228							2	568
FR					1431							1431
GB			2624									2624
GR			19		1	2						22
HU			62			15						77
IE			59									59
IT			128		5							133
JP			111				1805					1916
KP			1									1
KR			117				8					125
KZ									1			1
LK			1									1
LU					1							1
NL		110	158			4						272
NO			86						98			184
NZ			133									133
PL			17									17
PT			7									7
RO			5		1							6
RU									271			271
SE			516								567	1083
SK			2			3						5
UA			1						5			6
US			12535									12535
EP			1069		56	2322						3447
OA					2							2
<b>Total Number of Record Copies Received</b>	<b>183</b>	<b>123</b>	<b>19562</b>	<b>228</b>	<b>1602</b>	<b>4012</b>	<b>1813</b>	<b>98</b>	<b>283</b>	<b>104</b>	<b>569</b>	<b>28577</b>

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of Latvia, Malawi, Monaco, Madagascar, Mongolia, Sudan, Viet Nam and Uzbekistan acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for the Russian Federation



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INFORMATION ON CONTRACTING STATES

##### **Kyrgyzstan, Republic of Moldova, Tajikistan**

On February 14, 1994, **Kyrgyzstan, the Republic of Moldova and Tajikistan** deposited declarations the effect of which is that the PCT, including Chapter II, is applied by these three States.

Consequently, as from February 14, 1994, nationals and residents of Kyrgyzstan, the Republic of Moldova and Tajikistan are entitled to file international applications under the PCT. Furthermore, in any international application filed on or after February 14, 1994, Kyrgyzstan, the Republic of Moldova and Tajikistan (country codes: KG, MD and TJ, respectively) may be designated and elected.

Applicants are, under the PCT Regulations, afforded the possibility of requesting the extension of the effects of international applications filed on or after December 25, 1991, (the date on which the Soviet Union ceased to exist) to States which have made a declaration of continuation. PCT Rule 32 will allow the extension to Kyrgyzstan, the Republic of Moldova and Tajikistan of international applications filed between December 25, 1991, and April 14, 1994.

The applicant in respect of each international application concerned, or his agent, will receive a notification from the International Bureau of WIPO, informing him about the possibility and the applicable conditions for extending the effects of his international application to Kyrgyzstan, the Republic of Moldova and Tajikistan.

##### **Kenya**

On March 8, 1994, **Kenya** deposited its instrument of accession to the Patent Cooperation Treaty (PCT), including Chapter II. Kenya will become the 68th Contracting State of the PCT on June 8, 1994.

Consequently, as from June 8, 1994, nationals and residents of Kenya will be entitled to file international applications under the PCT. Furthermore, in any international application filed on or after June 8, 1994, Kenya (country code: KE) may be designated and elected.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

**FEES PAYABLE UNDER THE PCT****Australia**

Pursuant to PCT Rules 15.2(d) and 57(2)(e), new amounts of fees in Australian Dollars (AUD), as specified below, have been established. The new amounts are applicable as from April 7, 1994.

Basic fee:	AUD	748
Supplement per sheet over 30:	AUD	15
Designation fee:	AUD	182
Handling fee:	AUD	229

[Updating of PCT Gazette No. 01/1994, Annex C(AU), page 117, and Annex E(AU), page 172]

**Japan**

The Japanese Patent Office has notified a new amount of a fee in Yen (JPY), as specified below:

National fee:		
Filing fee for utility model:	JPY	14,000

[Updating of PCT Gazette No. 01/1994, Summary (JP), page 211]

## SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

## FEES PAYABLE UNDER THE PCT

## Japan

The Japanese Patent Office has notified new amounts of fees in Yen (JPY), as specified below. The new amounts are applicable as from June 1, 1994.

Search fee:	JPY	77,000
Additional search fee:	JPY	68,000
Preliminary examination fee:	JPY	28,000
Additional preliminary examination fee:	JPY	19,000
Fee for copies:	JPY	1,500 per document

[Updating of PCT Gazette No. 01/1994, Annex D(JP), page 167, and Annex E(JP), page 176]

## European Patent Organisation

The European Patent Office has notified new equivalent amounts in Swiss Francs (CHF), Belgian/Luxembourg Francs (BEF/LUF), Italian Lira (ITL) and Greek Drachmas (GRD) of fees payable to it, as specified in the revised table below. The new amounts are applicable as from May 3, 1994.

	DEM	GBP	FRF	CHF	NLG	SEK	BEF LUF	ITL	ATS	ESP	GRD	DKK	PTE	IEP
Transmittal fee:	200	80	710	170	230	970	4,200	204,000	1,430	16,900	30,300	800	21,300	85
Fee for priority document PCT Rule 17.1(b):	60	24	210	50	70	290	1,300	61,000	430	5,100	9,100	240	6,400	25
Search fee (for an international search):	2,400	960	8,480	2,060	2,740	11,590	51,000	2,449,000	17,140	203,400	363,600	9,600	255,300	1,017
Preliminary examination fee:	3,000	1,200	10,600	2,580	3,430	14,490	63,700	3,061,000	21,430	-	-	12,000	319,100	1,271
Protest fee:	2,000	800	7,070	1,720	2,290	9,660	42,500	2,041,000	14,290	169,500	303,000	8,000	212,800	847
Fee for copies (per A4 page):	1.30	0.50	4.60	1.10	1.50	6.30	30	1,300	9.30	110	195	5.20	140	0.60
National fee:	600	240	2,120	520	690	2,900	12,700	612,000	4,290	50,800	90,900	2,400	63,800	254
Search fee (for a European patent):	1,900	760	6,710	1,630	2,170	9,180	40,300	1,939,000	13,570	161,000	287,900	7,600	202,100	805
European designation fee:	350	140	1,240	300	400	1,690	7,400	357,000	2,500	29,700	53,000	1,400	37,200	148
Claims fee:	80	32	280	70	90	390	1,700	82,000	570	6,800	12,100	320	8,500	34
Examination fee:	2,800	1,120	9,890	2,400	3,200	13,530	59,400	2,857,000	20,000	237,300	424,200	11,200	297,900	1,186
Renewal fee for the third year:	750	300	2,650	640	860	3,620	15,900	765,000	5,360	63,600	113,600	3,000	79,800	318

[Updating of PCT Gazette No. 01/1994, Annex D(EP), page 164, and Annex E(EP), pages 174 and 175, and No. 22/1993, the table published on page 12189]

**INTERNATIONAL SEARCHING AUTHORITIES  
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

**Agreement between the Japanese Patent Office and  
the World Intellectual Property Organization\***

**Amendments to Annex C**

The Commissioner of the Japanese Patent Office and the Director General of the World Intellectual Property Organization have amended Annex C of the Agreement pursuant to its Article 10(2) and (3)(ii). The amendments will become effective on June 1, 1994. The amended Annex reads as follows:

**“ANNEX C**

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

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

<b>Kind of fee or charge</b>	<b>Amount Yen</b>
Search fee (Rule 16.1(a)) .....	77,000
Additional fee (Rule 40.2(a)) .....	68,000
Preliminary examination fee (Rule 58.1(b)) .....	28,000
Additional fee (Rule 68.3(a)) .....	19,000
Cost of copies (Rules 44.3(b), 71.2(b) and 94.1) .....	1,500 per document

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

(1) Any amount paid by mistake, without cause, or in excess of the amount due, for fees indicated in Part I shall be refunded.

(2) Where the international search report can be based to a considerable part on an earlier search, the amount of 32,000 Yen shall be refunded upon request.

(3) In the cases provided for under Rule 58.3, the amount of the preliminary examination fee paid shall be fully refunded.

(4) As long as the refund of the search fee (in the case where the international application is withdrawn or is considered withdrawn, under Article 14(1), (3) or (4), before the start of the international search) and the refund of the preliminary examination fee (in the case where the international application or the demand is withdrawn before the start of the international preliminary examination) continue to be not compatible with the national law of the Authority, the Authority may abstain from refunding the fees.”

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\* Published in PCT Gazette No. 26/1987, pages 4563 to 4568, and No. 09/1991, page 3501.

## **Announcement on the Protection of Industrial Property in Azerbaijan**

The present situation of industrial property protection in Azerbaijan is summarized below.

### **I. Legislation**

(1) Decrees on the protection of inventions, trademarks and industrial designs are under preparation.

(2) It is possible, as of August 25, 1992, to file patent, trademark and industrial design applications with the Azerbaijan Patent Department, subject to the payment of the prescribed fees.

(3) A further announcement will be made following the adoption of the Decrees referred to in paragraph (1).

### **II. International Treaties**

(4) Azerbaijan is considering making a declaration that it continues to be bound by the Convention Establishing the World Intellectual Property Organization (WIPO), the Paris Convention for the Protection of Industrial Property, the Madrid Agreement Concerning the International Registration of Marks and the Patent Cooperation Treaty (PCT).

(5) Further announcements will be made as soon as Azerbaijan becomes party to the treaties mentioned in paragraph (4), above, or any other treaty.

### **III. Re-registration of Industrial Property Titles Granted By the Patent Office of the Soviet Union and Further Processing of Pending Applications**

(6) The owner of a patent for invention, an industrial design patent or a trademark certificate granted by the Patent Office of the Soviet Union and still in force may file with the Azerbaijan Patent Department before December 31, 1994, a request for the grant of an Azerbaijan patent or certificate.

(7) An applicant having filed an application for a patent for invention, for an industrial design patent or for a trademark certificate before August 25, 1992, with the express or implied intention of obtaining protection also in Azerbaijan may, if that application is still pending with the Patent Office of the Russian Federation, file with the Azerbaijan Patent Department, before December 31, 1994, a request that the application be further processed under Azerbaijan legislation.

### **IV. Procedural Provisions**

(8) If an applicant is not a national of Azerbaijan and has no permanent domicile in the territory of Azerbaijan, he must conduct his affairs with the Azerbaijan Patent Department through the intermediary of a patent attorney registered with the Azerbaijan Patent Department. The list of persons who can act as representatives is available from the Azerbaijan Patent Department.

### **V. Address of the Patent Office**

Azerbaijan Patent Department  
24, S. Vurgun Street  
370000 Baku

Tel: (99412) 94 08 77  
Fax: (99412) 98 79 71.

### **Announcement on the Protection of Industrial Property in Georgia**

The situation of industrial property protection in Georgia is summarized below.

#### **I. Legislation**

(1) On May 1, 1992, the Regulation on Inventions (Decree No. 302), the Regulation on Industrial Designs (Decree No. 303) and the Regulation on Trademarks (Decree No. 304) entered into force. On the same date, the Georgian Patent Office was established and started to receive applications for the grant of patents for inventions, patents for utility models, industrial design patents and applications for trademark certificates.

#### **II. Membership in WIPO Treaties**

(2) The Government of Georgia deposited on January 18, 1994, a declaration to the effect that the Convention Establishing the World Intellectual Property Organization (WIPO), the Paris Convention for the Protection of Industrial Property and the Patent Cooperation Treaty (PCT) continue to be applicable to Georgia.

#### **III. Applications for Industrial Property Rights Previously Filed With the Patent Office of the Soviet Union or With the Patent Office of the Russian Federation and Industrial Property Rights Granted By the Patent Office of the Soviet Union**

(3) An applicant having filed an application for a patent for invention, for an industrial design patent or for a trademark certificate before February 1, 1992, with the Patent Office of the Soviet Union, or until May 1, 1992, with the Patent Office of the Russian Federation with the express or implied intention of obtaining protection also in Georgia and claiming priority, if any, (including Convention priority), if any, may file with the Georgian Patent Office, before September 30, 1994, a request for the grant of a Georgian patent for invention, industrial design patent or trademark certificate, provided that:

(i) a copy of the pending application with an official indication of the date of receipt of the application by the Patent Office of the Soviet Union or the Patent Office of the Russian Federation is enclosed;

(ii) the prescribed fee is paid.

The request is considered equivalent to an application filed with the Georgian Patent Office.

(4) The owner of a patent for invention, an industrial design patent or a trademark certificate granted by the Patent Office of the Soviet Union may file with the Georgian Patent Office before September 30, 1994, a request for the grant of a Georgian patent or trademark certificate, provided that:

(i) at the time the request is made, in the case of inventions, 20 years and, in the case of industrial designs, 15 years have not yet expired from the filing date of the application with the Patent Office of the Soviet Union and the patent or certificate concerned was still valid on May 1, 1992;

(ii) in the case of patents for invention, a copy of the Soviet patent and a copy of the description of the invention is enclosed; where the grant was decided but not effectively made, a copy of the decision of the Patent Office of the Soviet Union that the Soviet patent should be granted, together with a copy of the description of the invention, must be enclosed;

(iii) in the case of trademarks, a copy of the trademark certificate is enclosed and the certificate was still in force on May 1, 1992;

(iv) the prescribed fee is paid.

(5) Applications for trademark certificates and granted trademark certificates for which requests are filed with the Georgian Patent Office under paragraphs (3) and (4), above, are subject to examination after acceptance of the request.

(6) The term of a trademark registration effected by the Georgian Patent Office under paragraphs (3) to (5), above, is 10 years, counted from the date of filing of the request with the Georgian Patent Office, with the possibility of renewal.

#### IV. Effects in Georgia of International Applications Under the Patent Cooperation Treaty (PCT)

(7) (a) On January 18, 1994, Georgia deposited a declaration of continuation the effect of which is that the Patent Cooperation Treaty (PCT) is applied by Georgia. Nationals and residents of Georgia can therefore file international applications, and Georgia can be designated and elected in international applications filed from that date.

(b) On September 29, 1992, the Assembly of the PCT Union adopted, with effect on October 1, 1992, new Rules 32.1 and 32.2 of the Regulations under the PCT, concerning the extension of international applications to certain successor States.

(c) For the purposes of determining the status of international applications with respect to Georgia, one has to distinguish between

(i) international applications designating the Soviet Union which were filed before December 25, 1991 (see (d), below);

(ii) international applications--irrespective of the designations they contain--which were filed between December 25, 1991, and March 18, 1994 (see (e) to (g), below);

(iii) international applications specifically<sup>1</sup> designating Georgia filed on or after January 18, 1994 (see (h), below).

(d) As regards any international application whose international filing date is before December 25, 1991, and in which the Soviet Union has been designated, the "national filing effect" of any such application under Article 11(4) of the PCT will, pursuant to the deposit by Georgia of its declaration of continuation, be recognized in Georgia. The conditions under which any such international application, or any patent or inventor's certificate resulting therefrom and granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation, may continue to have effect in Georgia are the following:

(i) if a patent for invention or an inventor's certificate has been granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation on the basis of the international application, the conditions referred to in paragraph (4), above, are applicable;

(ii) if the applicant has entered the national phase before the Patent Office of the Soviet Union or the Patent Office of the Russian Federation but a patent for invention or an inventor's certificate has not been granted by either of those Offices, the conditions referred to in paragraph (3), above, are applicable, provided that the applicant files, before September 30, 1994, with the Georgian Patent Office, a request to the effect that the international application be further processed according to Georgian legislation; the request must be accompanied by a copy of the Russian translation of the international application submitted to the Patent Office of the Soviet Union or the Patent Office of the Russian Federation as well as a declaration that the application is still pending before the Patent Office of the Russian Federation; however, where a decision to grant a patent has been issued, only the requirements referred to in paragraph (4), above, apply;

(iii) if the applicant has entered the national phase neither before the Patent Office of the Soviet Union nor before the Patent Office of the Russian Federation and if the time limit for entering the national phase had not expired on December 24, 1991, the applicant must, before September 30, 1994, furnish to the Georgian Patent Office a translation of the international application into Georgian and evidence that the prescribed fee (see paragraph (9), below) has been paid to the latter Office.

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<sup>1</sup> In this announcement, an international application is regarded as "specifically" designating Georgia either if Georgia has been designated under Rule 4.9(a) of the Regulations under the PCT or if the designation of Georgia has been confirmed under Rule 4.9(c) of those Regulations.

(e) As regards any international application whose international filing date is later than December 24, 1991, and earlier than March 19, 1994,<sup>2</sup> its effects may be extended to Georgia (irrespective of the designations it contains) through the performance by the applicant of the following acts:

(i) filing a request for extension with the International Bureau of the World Intellectual Property Organization (WIPO);

(ii) paying to the International Bureau of WIPO an extension fee of 185 Swiss francs, payable in Swiss francs.

(f) The applicant in respect of each and every international application referred to in (e), above, or his agent or common representative if there is one, will receive a written notification from the International Bureau of WIPO drawing his attention to the fact that he can, by filing a written request for extension, extend the effects of the international application to Georgia. The notification will, in particular, specify the modes of payment of the extension fee of 185 Swiss francs. The request for extension must contain the identification of the international application by its international application number. A form which may be used for the purpose of requesting extension to Georgia will be attached to the notification. The request for extension must be in English or French, and may be sent by telefax or telex. The request for extension and the corresponding payment must reach the International Bureau of WIPO before the expiration of three months from the date of the notification sent by the International Bureau of WIPO; if either the request or the fee is received later, the request will be refused. It is recommended that applicants await the notification from the International Bureau of WIPO and use the form attached to it, although requests and payments may be made without waiting for the notification from the International Bureau of WIPO.

(g) If the conditions described in (e) and (f), above, are fulfilled, Georgia will be considered as having been designated in the international application on its international filing date. For entering the national phase before the Georgian Patent Office, the applicant must furnish to that Office, within the following time limit, both a translation of the international application into Georgian and evidence that the prescribed fee (see paragraph (9), below) has been paid:

(i) before September 30, 1994, or before the expiration of 21 months from the priority date, whichever is later, if Georgia is not elected under Chapter II of the PCT before the expiration of 19 months from the priority date and if item (iii) does not apply;

(ii) before September 30, 1994, or before the expiration of 31 months from the priority date, whichever is later, if Georgia is elected under Chapter II of the PCT before the expiration of 19 months from the priority date;

(iii) before September 30, 1994, or before the expiration of 31 months from the priority date, whichever is later, if a request for extension to Georgia is made after, but the demand was made before, the expiration of 19 months from the priority date, and if a later election of Georgia is made together with the request for extension or within three months from the date of request for extension.

(h) As regards any international application whose international filing date is on or after January 18, 1994, and in which Georgia is specifically designated, the applicant, in order to enter the national phase before the Georgian Patent Office, must furnish to that Office, within the following time limit, both a translation of the international application into Georgian and evidence that the prescribed fee (see paragraph (9), below) has been paid to the said Office:

(i) before the expiration of 21 months from the priority date if Georgia is not elected under Chapter II of the PCT within 19 months from the priority date;

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<sup>2</sup> With the exception of any such international application whose international filing date is on or after January 18, 1994, and in which Georgia is specifically designated: in such a case, the procedure described in (e) to (g) is not applicable, and the procedure described in (h) applies. It should be noted that Georgia can be specifically designated only in international applications filed on or after January 18, 1994.



(ii) before the expiration of 31 months from the priority date if Georgia is elected under Chapter II of the PCT within 19 months from the priority date.

#### V. Procedural Provisions

(8) If an applicant does not have his ordinary residence or principal place of business in Georgia, he must appoint a representative in Georgia, and all requests, applications and other documents must be filed through the intermediary of such a representative.

(9) The list of persons who can act as representatives and the official fees applicable to the procedures referred to under paragraphs (3), (4), (5) and (7) are available from the Georgian Patent Office.

(10) The request part of any application must be filed in Georgian. Other parts of any application may be presented in other languages, provided that a translation into Georgian is presented within two months from the filing date.

#### VI. Address of the Patent Office

Georgian Patent Office (Sakpatenti)  
47 Kostava St.  
Tbilisi 380079  
Georgia

Tel.: (78832) 364 113/364 487/988 419  
Fax: (78832) 988 497  
Telex: (064) 212148 hallo su.

### **Announcement on the Protection of Industrial Property in Kyrgyzstan**

The present situation of industrial property protection in Kyrgyzstan is summarized below.

#### I. Legislation

(1) Pending the enactment of the industrial property laws, the Government of Kyrgyzstan adopted, on August 2, 1993, the Provisional Regulations on Industrial Property, which cover inventions, utility models, industrial designs and trademarks. It is possible, as of August 2, 1993, to file applications for the grant of patents for inventions and for the registration of utility models, industrial designs and trademarks with the Patent Department of the State Committee on Science and New Technologies of Kyrgyzstan.

#### II. Membership in WIPO Treaties

(2) The Government of Kyrgyzstan deposited on February 14, 1994, a declaration to the effect that the Convention Establishing the World Intellectual Property Organization (WIPO), the Paris Convention for the Protection of Industrial Property, the Madrid Agreement Concerning the International Registration of Marks and the Patent Cooperation Treaty (PCT) continue to be applicable to Kyrgyzstan.

#### III. Re-registration of Industrial Property Titles Granted By and Further Processing of Pending Applications Before the Patent Office of the Soviet Union and the Patent Office of the Russian Federation

(3) The owner of a patent for invention, an inventor's certificate, an industrial design patent or certificate or a trademark certificate granted by the Patent Office of the Soviet Union and still in force may file directly with the Patent Department of the State Committee on Science and New Technologies of Kyrgyzstan, before August 1, 1994, a request for the grant of a Kyrgyz patent for invention, design patent or trademark certificate.

(4) An applicant having filed an application for a patent for invention, for an industrial design patent or for a trademark certificate before August 2, 1993, with the express or implied intention of obtaining protection also in Kyrgyzstan may, if the application is still pending with the Patent Office of the Russian Federation, file with the Patent Department of the State Committee on Science and New Technologies of Kyrgyzstan, before August 1, 1994, a request that the application be further processed under Kyrgyz legislation.

#### IV. Effects in Kyrgyzstan of International Applications Under the Patent Cooperation Treaty (PCT)

(5) (a) On February 14, 1994, Kyrgyzstan deposited a declaration of continuation the effect of which is that the Patent Cooperation Treaty (PCT) is applied by Kyrgyzstan. Nationals and residents of Kyrgyzstan can therefore file international applications, and Kyrgyzstan can be designated and elected in international applications filed from that date.

(b) On September 29, 1992, the Assembly of the PCT Union adopted, with effect on October 1, 1992, new Rules 32.1 and 32.2 of the Regulations under the PCT, concerning the extension of international applications to certain successor States.

(c) For the purposes of determining the status of international applications with respect to Kyrgyzstan, one has to distinguish between

(i) international applications designating the Soviet Union which were filed before December 25, 1991 (see (d), below);

(ii) international applications--irrespective of the designations they contain--which were filed between December 25, 1991, and April 14, 1994 (see (e) to (g), below);

(iii) international applications specifically<sup>3</sup> designating Kyrgyzstan filed on or after February 14, 1994 (see (h), below).

(d) As regards any international application whose international filing date is before December 25, 1991, and in which the Soviet Union has been designated, the "national filing effect" of any such application under Article 11(4) of the PCT will, pursuant to the deposit by Kyrgyzstan of its declaration of continuation, be recognized in Kyrgyzstan. The conditions under which any such international application, or any patent or inventor's certificate resulting therefrom and granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation, may continue to have effect in Kyrgyzstan are the following:

(i) if a patent for invention or an inventor's certificate has been granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation on the basis of the international application, the conditions referred to in paragraph (3), above, are applicable;

(ii) if the applicant has entered the national phase before the Patent Office of the Soviet Union or the Patent Office of the Russian Federation but a patent for invention or an inventor's certificate has not been granted by either of those Offices, the conditions referred to in paragraph (4), above, are applicable, provided that the applicant files, before August 1, 1994, with the Patent Department of the State Committee on Science and New Technologies, a request to the effect that the international application be further processed according to Kyrgyz legislation; the request must be accompanied by a copy of the Russian translation of the international application submitted to the Patent Office of the Soviet Union or the Patent Office of the Russian Federation as well as a declaration that the application is still pending before the Patent Office of the Russian Federation; however, where a decision to grant a patent has been issued, only the requirements referred to in paragraph (3), above, apply;

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<sup>3</sup> In this announcement, an international application is regarded as "specifically" designating Kyrgyzstan either if Kyrgyzstan has been designated under Rule 4.9(a) of the Regulations under the PCT or if the designation of Kyrgyzstan has been confirmed under Rule 4.9(c) of those Regulations.

(iii) if the applicant has entered the national phase neither before the Patent Office of the Soviet Union nor before the Patent Office of the Russian Federation and if the time limit for entering the national phase had not expired on December 24, 1991, the applicant must, before August 1, 1994, furnish to the Patent Department of the State Committee on Science and New Technologies a translation of the international application into Kyrgyz or Russian and evidence that the prescribed fee (see paragraph (9), below) has been paid to the latter Department.

(e) As regards any international application whose international filing date is later than December 24, 1991, and earlier than April 15, 1994,<sup>4</sup> its effects may be extended to Kyrgyzstan (irrespective of the designations it contains) through the performance by the applicant of the following acts:

(i) filing a request for extension with the International Bureau of the World Intellectual Property Organization (WIPO);

(ii) paying to the International Bureau of WIPO an extension fee of 185 Swiss francs, payable in Swiss francs.

(f) The applicant in respect of each and every international application referred to in (e), above, or his agent or common representative if there is one, will receive a written notification from the International Bureau of WIPO drawing his attention to the fact that he can, by filing a written request for extension, extend the effects of the international application to Kyrgyzstan. The notification will, in particular, specify the modes of payment of the extension fee of 185 Swiss francs. The request for extension must contain the identification of the international application by its international application number. A form which may be used for the purpose of requesting extension to Kyrgyzstan will be attached to the notification. The request for extension must be in English, and may be sent by telefax or telex. The request for extension and the corresponding payment must reach the International Bureau of WIPO before the expiration of three months from the date of the notification sent by the International Bureau of WIPO.

(g) If the conditions described in (e) and (f), above, are fulfilled, Kyrgyzstan will be considered as having been designated in the international application on its international filing date. For entering the national phase before the Patent Department of the State Committee on Science and New Technologies, the applicant must furnish to that Department, within the following time limit, both a translation of the international application into Kyrgyz or Russian and evidence that the prescribed fee (see paragraph (9), below) has been paid:

(i) before August 1, 1994, or before the expiration of 21 months from the priority date, whichever is later, if Kyrgyzstan is not elected under Chapter II of the PCT before the expiration of 19 months from the priority date and if item (iii) does not apply;

(ii) before August 1, 1994, or before the expiration of 31 months from the priority date, whichever is later, if Kyrgyzstan is elected under Chapter II of the PCT before the expiration of 19 months from the priority date;

(iii) before August 1, 1994, or before the expiration of 31 months from the priority date, whichever is later, if a request for extension to Kyrgyzstan is made after, but the demand was made before, the expiration of 19 months from the priority date, and if a later election of Kyrgyzstan is made together with the request for extension or within three months from the date of request for extension.

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<sup>4</sup> With the exception of any such international application whose international filing date is on or after February 14, 1994, and in which Kyrgyzstan is specifically designated: in such a case, the procedure described in (e) to (g) is not applicable, and the procedure described in (h) applies. It should be noted that Kyrgyzstan can be specifically designated only in international applications filed on or after February 14, 1994.

(h) As regards any international application whose international filing date is on or after February 14, 1994, and in which Kyrgyzstan is specifically designated, the applicant, in order to enter the national phase before the Patent Department of the State Committee on Science and New Technologies, must furnish to that Department, within the following time limit, both a translation of the international application into Kyrgyz or Russian and evidence that the prescribed fee (see paragraph (9), below) has been paid to the said Department:

(i) before the expiration of 21 months from the priority date if Kyrgyzstan is not elected under Chapter II of the PCT within 19 months from the priority date;

(ii) before the expiration of 31 months from the priority date if Kyrgyzstan is elected under Chapter II of the PCT within 19 months from the priority date.

#### V. Effects in Kyrgyzstan of International Registrations Under the Madrid Agreement Concerning the International Registration of Marks

(6) (a) On February 14, 1994, Kyrgyzstan deposited a declaration of continuation the effect of which is that the Madrid Agreement Concerning the International Registration of Marks is applied by Kyrgyzstan.

(b) On September 29, 1992, the Assembly of the Madrid Union adopted, with effect from October 1, 1992, a new Rule 38 in the Regulations under the Madrid Agreement, concerning the effect of international registrations in certain successor States.

(c) Pursuant to the deposit of the declaration of continuation and to the decision of the Assembly, certain international registrations may have effect in Kyrgyzstan, subject to the conditions described below. The international registrations concerned are those which have a territorial extension to the Soviet Union effective from a date prior to December 25, 1991.

(d) The conditions referred to above are the following:

(i) the filing of a request with the International Bureau of WIPO;

(ii) the payment to the International Bureau of WIPO of a fee, the amount of which is 62 Swiss francs per international registration.

(e) The owner of each and every international registration concerned, or his representative (if the owner has a representative recorded in the International Register), will receive a written notice from the International Bureau of WIPO calling his attention to the fact that he can, by filing a written request, obtain the continuation of the effects of the international registration in Kyrgyzstan. The notice will, in particular, specify the modes of payment of the fee. The request must contain the identification of the international registration concerned by means of its international registration number. A form (in French) will be attached to the notice and may be used. The request must be in English or in French, and may be sent by telefax or telex. The request and the corresponding payment must reach the International Bureau of WIPO before the expiration of six months from the date of the notice sent by the International Bureau of WIPO; if either the request or the fee is received later, the request will be refused. Requests and payments may be made without waiting for the notice of the International Bureau of WIPO.

(f) If the conditions described above are fulfilled, the international registration concerned will, with respect to Kyrgyzstan, have effect as from the effective date of the territorial extension to the Soviet Union and will benefit from any priority validly claimed with regard to such extension.

(7) For each international registration which has a territorial extension to the Russian Federation effective from a date prior to February 14, 1994, the owner may request the Patent Department of the State Committee on Science and New Technologies, before August 1, 1994, to process the said registration as an application under Kyrgyz legislation. The request must be accompanied by an extract from the International Register established by the International Bureau of WIPO, by a declaration that, to the best knowledge of the owner, the international registration still has effect in the Russian Federation, and by an application filed according to Kyrgyz legislation.

(8) For any international registration which is not the subject of a request under paragraph (6)(d) or (7), above, protection in Kyrgyzstan under the Madrid Agreement can be obtained by filing, through the intermediary of the national Office of the country of the owner, a request for territorial extension in accordance with Rule 20 of the Regulations under the Madrid Agreement. It is to be noted that requests for territorial extension to Kyrgyzstan are now possible.

## **VI. Procedural Provisions**

(9) The procedures referred to in paragraphs (1), (3), (4), (5) and (7) are subject to payment of the prescribed fees to the Patent Department of the State Committee on Science and New Technologies of Kyrgyzstan.

## **VII. Address of the Patent Office**

Patent Department of the State Committee on Science and New Technologies  
87, Isanov Street  
Bishkek 720001  
Kyrgyzstan

Tel: +(73312) 21 34 87  
21 54 94

Fax: +(73312) 21 25 91.

### **Announcement on the Protection of Industrial Property in the Republic of Moldova**

The present situation of industrial property protection in the Republic of Moldova is summarized below.

#### **I. Legislation**

(1) Legislation providing for the protection of inventions, utility models, industrial designs and trademarks is under preparation, but has not yet been enacted.

(2) Pending the enactment of the industrial property laws, the Government of the Republic of Moldova adopted, on July 26, 1993, the Provisional Regulation Concerning the Protection of Industrial Property in the Republic of Moldova, which covers inventions, utility models, industrial designs and trademarks. It is possible, as of July 26, 1993, to file applications for the grant of patents for inventions and for the registration of utility models, industrial designs and trademarks with the State Agency on Industrial Property Protection of the Republic of Moldova.

#### **II. Application of International Treaties**

(3) On June 3, 1993, the Republic of Moldova deposited a declaration of continued application in the Republic of Moldova of the Convention Establishing the World Intellectual Property Organization (WIPO) and of the Paris Convention for the Protection of Industrial Property.

(4) On February 14, 1994, the Republic of Moldova deposited a declaration of continued application in the Republic of Moldova of the Madrid Agreement Concerning the International Registration of Marks, the Patent Cooperation Treaty (PCT), the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure and the Nairobi Treaty on the Protection of the Olympic Symbol.

(5) Also on February 14, 1994, the Republic of Moldova deposited an instrument of accession to the Hague Agreement Concerning the International Deposit of Industrial Designs. The said Agreement entered into force, with respect to the Republic of Moldova, on March 14, 1994; on that date, the Republic of Moldova became a member of the Hague Union.

### III. Re-registration of Industrial Property Titles Granted By and Further Processing of Pending Applications Before the Patent Office of the Soviet Union and the Patent Office of the Russian Federation

(6) The owner of a patent for invention, an inventor's certificate, an industrial design patent or certificate or a trademark certificate granted by the Patent Office of the Soviet Union and still in force may file with the State Agency on Industrial Property Protection of the Republic of Moldova, before December 30, 1994, a request for the grant of a Moldovan patent or certificate.

(7) An applicant having filed an application for a patent for invention, for an industrial design patent or for a trademark certificate before July 26, 1993, with the express or implied intention of obtaining protection also in the Republic of Moldova may, if the application is still pending with the Patent Office of the Russian Federation, file with the State Agency on Industrial Property Protection of the Republic of Moldova, before December 30, 1994, a request that the application be further processed under Moldovan legislation.

### IV. Effects in the Republic of Moldova of International Applications Under the Patent Cooperation Treaty (PCT)

(8) (a) On February 14, 1994, the Republic of Moldova deposited a declaration of continuation the effect of which is that the Patent Cooperation Treaty (PCT) is applied by the Republic of Moldova. Nationals and residents of the Republic of Moldova can therefore file international applications, and the Republic of Moldova can be designated and elected in international applications filed from that date.

(b) On September 29, 1992, the Assembly of the PCT Union adopted, with effect on October 1, 1992, new Rules 32.1 and 32.2 of the Regulations under the PCT, concerning the extension of international applications to certain successor States.

(c) For the purposes of determining the status of international applications with respect to the Republic of Moldova, one has to distinguish between

(i) international applications designating the Soviet Union which were filed before December 25, 1991 (see (d), below);

(ii) international applications--irrespective of the designations they contain--which were filed between December 25, 1991, and April 14, 1994 (see (e) to (g), below);

(iii) international applications specifically<sup>5</sup> designating the Republic of Moldova filed on or after February 14, 1994 (see (h), below).

(d) As regards any international application whose international filing date is before December 25, 1991, and in which the Soviet Union has been designated, the "national filing effect" of any such application under Article 11(4) of the PCT will, pursuant to the deposit by the Republic of Moldova of its declaration of continuation, be recognized in the Republic of Moldova. The conditions under which any such international application, or any patent or inventor's certificate resulting therefrom and granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation, may continue to have effect in the Republic of Moldova are the following:

(i) if a patent for invention or an inventor's certificate has been granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation on the basis of the international application, the conditions referred to in paragraph (6), above, are applicable;

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<sup>5</sup> In this announcement, an international application is regarded as "specifically" designating the Republic of Moldova either if the Republic of Moldova has been designated under Rule 4.9(a) of the Regulations under the PCT or if the designation of the Republic of Moldova has been confirmed under Rule 4.9(c) of those Regulations.

(ii) if the applicant has entered the national phase before the Patent Office of the Soviet Union or the Patent Office of the Russian Federation but a patent for invention or an inventor's certificate has not been granted by either of those Offices, the conditions referred to in paragraph (7), above, are applicable, provided that the applicant files, before December 30, 1994, with the State Agency on Industrial Property Protection, a request to the effect that the international application be further processed according to Moldovan legislation; the request must be accompanied by a copy of the Russian translation of the international application submitted to the Patent Office of the Soviet Union or the Patent Office of the Russian Federation as well as a declaration that the application is still pending before the Patent Office of the Russian Federation; however, where a decision to grant a patent has been issued, only the requirements referred to in paragraph (6), above, apply;

(iii) if the applicant has entered the national phase neither before the Patent Office of the Soviet Union nor before the Patent Office of the Russian Federation and if the time limit for entering the national phase had not expired on December 24, 1991, the applicant must, before December 30, 1994, furnish to the State Agency on Industrial Property Protection a translation of the international application into Romanian and evidence that the prescribed fee (see paragraph (13), below) has been paid to the latter Agency.

(e) As regards any international application whose international filing date is later than December 24, 1991, and earlier than April 15, 1994,<sup>6</sup> its effects may be extended to the Republic of Moldova (irrespective of the designations it contains) through the performance by the applicant of the following acts:

(i) filing a request for extension with the International Bureau of the World Intellectual Property Organization (WIPO);

(ii) paying to the International Bureau of WIPO an extension fee of 185 Swiss francs, payable in Swiss francs.

(f) The applicant in respect of each and every international application referred to in (e), above, or his agent or common representative if there is one, will receive a written notification from the International Bureau of WIPO drawing his attention to the fact that he can, by filing a written request for extension, extend the effects of the international application to the Republic of Moldova. The notification will, in particular, specify the modes of payment of the extension fee of 185 Swiss francs. The request for extension must contain the identification of the international application by its international application number. A form which may be used for the purpose of requesting extension to the Republic of Moldova will be attached to the notification. The request for extension must be in English or French, and may be sent by telefax or telex. The request for extension and the corresponding payment must reach the International Bureau of WIPO before the expiration of three months from the date of the notification sent by the International Bureau of WIPO.

(g) If the conditions described in (e) and (f), above, are fulfilled, the Republic of Moldova will be considered as having been designated in the international application on its international filing date. For entering the national phase before the State Agency on Industrial Property Protection, the applicant must furnish to that Agency, within the following time limit, both a translation of the international application into Romanian and evidence that the prescribed fee (see paragraph (13), below) has been paid:

(i) before December 30, 1994, or before the expiration of 21 months from the priority date, whichever is later, if the Republic of Moldova is not elected under Chapter II of the PCT before the expiration of 19 months from the priority date and if item (iii) does not apply;

(ii) before December 30, 1994, or before the expiration of 31 months from the priority date, whichever is later, if the Republic of Moldova is elected under Chapter II of the PCT before the expiration of 19 months from the priority date;

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<sup>6</sup> With the exception of any such international application whose international filing date is on or after February 14, 1994, and in which the Republic of Moldova is specifically designated: in such a case, the procedure described in (e) to (g) is not applicable, and the procedure described in (h) applies. It should be noted that the Republic of Moldova can be specifically designated only in international applications filed on or after February 14, 1994.

(iii) before December 30, 1994, or before the expiration of 31 months from the priority date, whichever is later, if a request for extension to the Republic of Moldova is made after, but the demand was made before, the expiration of 19 months from the priority date, and if a later election of the Republic of Moldova is made together with the request for extension or within three months from the date of request for extension.

(h) As regards any international application whose international filing date is on or after February 14, 1994, and in which the Republic of Moldova is specifically designated, the applicant, in order to enter the national phase before the State Agency on Industrial Property Protection, must furnish to that Agency, within the following time limit, both a translation of the international application into Romanian and evidence that the prescribed fee (see paragraph (13), below) has been paid to the said Agency:

(i) before the expiration of 21 months from the priority date if the Republic of Moldova is not elected under Chapter II of the PCT within 19 months from the priority date;

(ii) before the expiration of 31 months from the priority date if the Republic of Moldova is elected under Chapter II of the PCT within 19 months from the priority date.

#### **V. Effects in the Republic of Moldova of International Registrations Under the Madrid Agreement Concerning the International Registration of Marks**

(9) (a) On February 14, 1993, the Republic of Moldova deposited a declaration of continuation the effect of which is that the Madrid Agreement Concerning the International Registration of Marks is applied by the Republic of Moldova.

(b) On September 29, 1992, the Assembly of the Madrid Union adopted, with effect from October 1, 1992, a new Rule 38 in the Regulations under the Madrid Agreement, concerning the effect of international registrations in certain successor States.

(c) Pursuant to the deposit of the declaration of continuation and to the decision of the Assembly, certain international registrations may have effect in the Republic of Moldova, subject to the conditions described below. The international registrations concerned are those which have a territorial extension to the Soviet Union effective from a date prior to December 25, 1991.

(d) The conditions referred to above are the following:

(i) the filing of a request with the International Bureau of WIPO;

(ii) the payment to the International Bureau of WIPO of a fee, the amount of which is 62 Swiss francs per international registration.

(e) The owner of each and every international registration concerned, or his representative (if the owner has a representative recorded in the International Register), will receive a written notice from the International Bureau of WIPO calling his attention to the fact that he can, by filing a written request, obtain the continuation of the effect of the international registration in the Republic of Moldova. The notice will, in particular, specify the modes of payment of the fee. The request must contain the identification of the international registration concerned by means of its international registration number. A form (in French) will be attached to the notice and may be used. The request must be in English or French, and may be sent by telefax or telex. The request and the corresponding payment must reach the International Bureau of WIPO before the expiration of six months from the date of the notice sent by the International Bureau of WIPO; if either the request or the fee is received later, the request will be refused. Requests and payments may be made without waiting for the notice of the International Bureau of WIPO.

(f) If the conditions described above are fulfilled, the international registration concerned will, with respect to the Republic of Moldova, have effect as from the effective date of the territorial extension to the Soviet Union and will benefit from any priority validly claimed with regard to such extension.



(10) For each international registration which has a territorial extension to the Russian Federation effective from a date prior to February 14, 1994, the owner may request the State Agency on Industrial Property Protection, before December 30, 1994, to process the said registration as an application under Moldovan legislation. The request must be accompanied by an extract from the International Register established by the International Bureau of WIPO, by a declaration that, to the best knowledge of the owner, the international registration still has effect in the Russian Federation, and by an application filed according to Moldovan legislation.

(11) For any international registration which is not the subject of a request under paragraph (9)(d) or (10), above, protection in the Republic of Moldova under the Madrid Agreement can be obtained by filing, through the intermediary of the national Office of the country of the owner, a request for territorial extension in accordance with Rule 20 of the Regulations under the Madrid Agreement. It is to be noted that requests for territorial extension to the Republic of Moldova are possible at present.

## **VI. Procedural Provisions**

(12) If an applicant is not a national of the Republic of Moldova and has no permanent domicile in the territory of the Republic of Moldova, he must conduct his affairs with the State Agency on Industrial Property Protection through the intermediary of patent attorneys registered with the State Agency on Industrial Property Protection. The list of persons who can act as representatives is available from the State Agency on Industrial Property Protection.

(13) The procedures referred to in paragraphs (2), (6), (7), (8) and (10) are subject to payment of the prescribed fees.

## **VII. Address of the Patent Office**

State Agency on Industrial Property Protection (AGEPI)  
24/1 A. Doga Street  
277024 Kishinev  
Republic of Moldova

Tel: +(3732) 44 32 53  
Fax: +(3732) 44 01 19.

### **Announcement on the Protection of Industrial Property in Tajikistan**

The present situation of industrial property protection in Tajikistan is summarized below.

#### **I. Legislation**

(1) A trademark law was adopted in 1992. A patent law is under preparation.

(2) It is possible, as of August 16, 1993, to file trademark applications directly with the National Center for Patents and Information of Tajikistan. As of the same date, the Center also accepts patent applications; however, for the time being they are accepted only to establish a filing date.

## II. Application of International Treaties

(3) On February 14, 1994, Tajikistan deposited a declaration of continued application in Tajikistan of the Convention Establishing the World Intellectual Property Organization (WIPO), the Paris Convention for the Protection of Industrial Property, the Madrid Agreement Concerning the International Registration of Marks, the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks, the Locarno Agreement Establishing an International Classification for Industrial Designs, the Patent Cooperation Treaty (PCT), the Strasbourg Agreement Concerning the International Patent Classification, the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure and the Nairobi Treaty on the Protection of the Olympic Symbol.

## III. Re-registration of Industrial Property Titles Granted By and Further Processing of Pending Applications Before the Patent Office of the Soviet Union and the Patent Office of the Russian Federation

(4) The owner of a patent for invention, an inventor's certificate, an industrial design patent or certificate or a trademark certificate granted by the Patent Office of the Soviet Union and still in force may file directly with the National Center for Patents and Information of Tajikistan before December 31, 1994, a request for the grant of a Tajik patent or certificate.

(5) An applicant having filed an application for a patent for invention, for an industrial design patent or for a trademark certificate before August 16, 1993, with the express or implied intention of obtaining protection also in Tajikistan may, if the application is still pending with the Patent Office of the Russian Federation, file directly with the National Center for Patents and Information, before December 31, 1994, a request that the application be further processed under Tajik legislation.

## IV. Effects in Tajikistan of International Applications Under the Patent Cooperation Treaty (PCT)

(6) (a) On February 14, 1994, Tajikistan deposited a declaration of continuation the effect of which is that the Patent Cooperation Treaty (PCT) is applied by Tajikistan. Nationals and residents of Tajikistan can therefore file international applications, and Tajikistan can be designated and elected in international applications filed from that date.

(b) On September 29, 1992, the Assembly of the PCT Union adopted, with effect on October 1, 1992, new Rules 32.1 and 32.2 of the Regulations under the PCT, concerning the extension of international applications to certain successor States.

(c) For the purposes of determining the status of international applications with respect to Tajikistan, one has to distinguish between

(i) international applications designating the Soviet Union which were filed before December 25, 1991 (see (d), below);

(ii) international applications--irrespective of the designations they contain--which were filed between December 25, 1991, and April 14, 1994 (see (e) to (g), below);

(iii) international applications specifically<sup>7</sup> designating Tajikistan filed on or after February 14, 1994 (see (h), below).

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<sup>7</sup> In this announcement, an international application is regarded as "specifically" designating Tajikistan either if Tajikistan has been designated under Rule 4.9(a) of the Regulations under the PCT or if the designation of Tajikistan has been confirmed under Rule 4.9(c) of those Regulations.

(d) As regards any international application whose international filing date is before December 25, 1991, and in which the Soviet Union has been designated, the "national filing effect" of any such application under Article 11(4) of the PCT will, pursuant to the deposit by Tajikistan of its declaration of continuation, be recognized in Tajikistan. The conditions under which any such international application, or any patent or inventor's certificate resulting therefrom and granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation, may continue to have effect in Tajikistan are the following:

(i) if a patent for invention or an inventor's certificate has been granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation on the basis of the international application, the conditions referred to in paragraph (4), above, are applicable;

(ii) if the applicant has entered the national phase before the Patent Office of the Soviet Union or the Patent Office of the Russian Federation but a patent for invention or an inventor's certificate has not been granted by either of those Offices, the conditions referred to in paragraph (5), above, are applicable, provided that the applicant files, before December 31, 1994, with the National Center for Patents and Information, a request to the effect that the international application be further processed according to Tajik legislation; the request must be accompanied by a copy of the Russian translation of the international application submitted to the Patent Office of the Soviet Union or the Patent Office of the Russian Federation as well as a declaration that the application is still pending before the Patent Office of the Russian Federation; however, where a decision to grant a patent has been issued, only the requirements referred to in paragraph (4), above, apply;

(iii) if the applicant has entered the national phase neither before the Patent Office of the Soviet Union nor before the Patent Office of the Russian Federation and if the time limit for entering the national phase had not expired on December 31, 1991, the applicant must, before December 31, 1994, furnish to the National Center for Patents and Information a translation of the international application into Tajik or Russian and evidence that the prescribed fee (see paragraph (10), below) has been paid to the latter Center.

(e) As regards any international application whose international filing date is later than December 24, 1991, and earlier than April 15, 1994,<sup>8</sup> its effects may be extended to Tajikistan (irrespective of the designations it contains) through the performance by the applicant of the following acts:

(i) filing a request for extension with the International Bureau of the World Intellectual Property Organization (WIPO);

(ii) paying to the International Bureau of WIPO an extension fee of 185 Swiss francs, payable in Swiss francs.

(f) The applicant in respect of each and every international application referred to in (e), above, or his agent or common representative if there is one, will receive a written notification from the International Bureau of WIPO drawing his attention to the fact that he can, by filing a written request for extension, extend the effects of the international application to Tajikistan. The notification will, in particular, specify the modes of payment of the extension fee of 185 Swiss francs. The request for extension must contain the identification of the international application by its international application number. A form which may be used for the purpose of requesting extension to Tajikistan will be attached to the notification. The request for extension must be in English or French, and may be sent by telefax or telex. The request for extension and the corresponding payment must reach the International Bureau of WIPO before the expiration of three months from the date of the notification sent by the International Bureau of WIPO.

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<sup>8</sup> With the exception of any such international application whose international filing date is on or after February 14, 1994, and in which Tajikistan is specifically designated: in such a case, the procedure described in (e) to (g) is not applicable, and the procedure described in (h) applies. It should be noted that Tajikistan can be specifically designated only in international applications filed on or after February 14, 1994.

(g) If the conditions described in (e) and (f), above, are fulfilled, Tajikistan will be considered as having been designated in the international application on its international filing date. For entering the national phase before the National Center for Patents and Information, the applicant must furnish to that Center, within the following time limit, both a translation of the international application into Tajik or Russian and evidence that the prescribed fee (see paragraph (10), below) has been paid:

(i) before December 31, 1994, or before the expiration of 21 months from the priority date, whichever is later, if Tajikistan is not elected under Chapter II of the PCT before the expiration of 19 months from the priority date and if item (iii) does not apply;

(ii) before December 31, 1994, or before the expiration of 31 months from the priority date, whichever is later, if Tajikistan is elected under Chapter II of the PCT before the expiration of 19 months from the priority date;

(iii) before December 31, 1994, or before the expiration of 31 months from the priority date, whichever is later, if a request for extension to Tajikistan is made after, but the demand was made before, the expiration of 19 months from the priority date, and if a later election of Tajikistan is made together with the request for extension or within three months from the date of request for extension.

(h) As regards any international application whose international filing date is on or after February 14, 1994, and in which Tajikistan is specifically designated, the applicant, in order to enter the national phase before the National Center for Patents and Information, must furnish to that Center, within the following time limit, both a translation of the international application into Tajik or Russian and evidence that the prescribed fee (see paragraph (10), below) has been paid to the said Center:

(i) before the expiration of 21 months from the priority date if Tajikistan is not elected under Chapter II of the PCT within 19 months from the priority date;

(ii) before the expiration of 31 months from the priority date if Tajikistan is elected under Chapter II of the PCT within 19 months from the priority date.

#### **V. Effects in Tajikistan of International Registrations Under the Madrid Agreement Concerning the International Registration of Marks**

(7) (a) On February 14, 1994, Tajikistan deposited a declaration of continuation the effect of which is that the Madrid Agreement Concerning the International Registration of Marks is applied by Tajikistan.

(b) On September 29, 1992, the Assembly of the Madrid Union adopted, with effect on October 1, 1992, a new Rule 38 in the Regulations under the Madrid Agreement, concerning the effect of international registrations in certain successor States.

(c) Pursuant to the deposit of the declaration of continuation and to the decision of the Assembly, certain international registrations may have effect in Tajikistan, subject to the conditions described below. The international registrations concerned are those which have a territorial extension to the Soviet Union effective from a date prior to December 25, 1991.

(d) The conditions referred to above are the following:

(i) the filing of a request with the International Bureau of WIPO;

(ii) the payment to the International Bureau of WIPO of a fee, the amount of which is 62 Swiss francs per international registration.

(e) The owner of each and every international registration concerned, or his representative (if the owner has a representative whose name appears in the International Register), will receive a written notice from the International Bureau of WIPO calling his attention to the fact that he can, by filing a written request, obtain the continuation of the effect of the international registration in Tajikistan. The notice will, in particular, specify the modes of payment of the fee. The request must contain the identification of the international registration concerned by means of its international registration number. A form (in French) will be attached to the notice and may be used. The request must be in English or French, and may be sent by telefax or telex. The request and the corresponding payment must reach the International Bureau of WIPO before the expiration of six months from the date of the notice sent by the International Bureau of WIPO; if either the request or the fee is received later, the request will be refused. Requests and payments may be made without waiting for the notice of the International Bureau of WIPO.

(f) If the conditions described above are fulfilled, the international registration concerned will, with respect to Tajikistan, have effect as from the effective date of the territorial extension to the Soviet Union and will benefit from any priority validly claimed with regard to such extension.

(8) For each international registration which has a territorial extension to the Russian Federation effective from a date prior to February 14, 1994, the owner may request the National Center for Patents and Information, before December 31, 1994, to process the said registration as an application under Tajik legislation. The request must be accompanied by an extract from the International Register established by the International Bureau of WIPO, by a declaration that, to the best knowledge of the owner, the international registration still has effect in the Russian Federation, and by an application filed according to Tajik legislation.

(9) For any international registration which is not the subject of a request under paragraph by (7)(d) or (8), above, protection in Tajikistan under the Madrid Agreement can be obtained by filing, through the intermediary of the national Office of the country of the owner, a request for territorial extension in accordance with Rule 20 of the Regulations under the Madrid Agreement. It is to be noted that requests for territorial extension to Tajikistan are now possible.

## VI. Procedural Provisions

(10) The procedures referred to in paragraphs (2), (4), (5), (6) and (8) are subject to payment of the prescribed fees to the National Center for Patents and Information of Tajikistan.

## VII. Address of the Patent Office

National Center for Patents and Information  
14-a, Ainy Street  
734042 Dushanbe  
Tajikistan

Tel.: (3772) 275 977/275 987

Fax.: (3772) 210 404.

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**SECTION IV**

**NOTICES AND INFORMATION OF A GENERAL CHARACTER**

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**CONTRACTING STATES**

**States party to the Patent Cooperation Treaty (PCT)**

**Lithuania**

On April 5, 1994, Lithuania deposited its instrument of accession to the PCT. Lithuania will become the 69th Contracting State of the PCT on July 5, 1994.

Consequently, in any international application filed on or after July 5, 1994, Lithuania (country code: LT) may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from July 5, 1994, nationals and residents of Lithuania are entitled to file international applications under the PCT.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

**INFORMATION ON CONTRACTING STATES**

**Mongolia**

The Mongolian Patent Office has notified a change in its location and mailing address, as follows:

Location and mailing address: 49, Bage Toiruu, Ulaanbaatar 11, Mongolia

[Updating of PCT Gazette No. 01/1994, Annex B1(MN), page 75]

**Slovakia**

The Industrial Patent Office of Slovakia has notified changes in its telephone and facsimile machine numbers, as follows:

Telephone: (42-7) 49 19 39  
Facsimile machine: (42-7) 31 44 61, 49 19 39

[Updating of PCT Gazette No. 01/1994, Annex B1(SK), page 99]

**SECTION IV****NOTICES AND INFORMATION OF A GENERAL CHARACTER**

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**FEES PAYABLE UNDER THE PCT****China**

The Chinese Patent Office has notified a new amount of a fee in Yuans Renminbi (CNY), as specified below:

National fee for utility model:

Application fee: CNY 200

[Updating of PCT Gazette No. 01/1994, Summary (CN), page 199]

**Republic of Korea, International Bureau**

Pursuant to PCT Rule 16.1(d), new amounts in Won (KRW), Swiss Francs (CHF) and US Dollars (USD), as specified below, have been established for the search fee for an international search by the Japanese Patent Office. The new amounts are applicable as from June 1, 1994.

Search fee (international search  
by the Japanese Patent Office):

KRW 612,000      CHF 1,060      USD 740

[Updating of PCT Gazette No. 01/1994, Annex D(JP), page 167]

**INFORMATION ON CONTRACTING STATES****China**

The Chinese Patent Office has notified the International Bureau of a change in its telephone number, as follows:

Telephone: (86-1) 209 36 77

[Updating of PCT Gazette No. 01/1994, Annex B1(CN), page 30]

**Announcement on the Protection of  
Industrial Property in Armenia**

The present situation of industrial property protection in Armenia is summarized below.

**I. Legislation**

(1) The Law on Patents was adopted on August 25, 1993. A trademark law is under preparation.

(2) It is possible, as of December 8, 1992, to file applications for the grant of patents for inventions and, as of August 25, 1993, for the registration of utility models and industrial designs with the Armenian Patent Office.

## **II. Application of International Treaties**

(3) On April 22, 1993, Armenia deposited a declaration of continued application of the Convention Establishing the World Intellectual Property Organization (WIPO).

(4) Armenia intends to become party to the Paris Convention for the Protection of Industrial Property, the Madrid Agreement Concerning the International Registration of Marks and the Patent Cooperation Treaty (PCT).

(5) Announcements will be made as soon as Armenia becomes party to the treaties mentioned in paragraph (4), above, or any other treaty administered by WIPO. Details will be given at that stage of the procedures to be followed to confirm the effects in Armenia of certain international applications under the PCT and certain international registrations under the Madrid Agreement.

## **III. Re-registration of Industrial Property Titles Granted by the Patent Office of the Soviet Union and Further Processing of Pending Applications**

(6) The owner of a patent for invention or an industrial design patent granted by the Patent Office of the Soviet Union and still in force may file with the Armenian Patent Office before June 30, 1995, a request for the grant of an Armenian patent.

(7) Inventors' certificates and industrial design certificates can be exchanged for an Armenian patent at any time during the validity period of such inventor's certificate or industrial design certificate.

(8) An applicant having filed an application for a patent for invention before December 8, 1992, or an application for an industrial design patent before August 25, 1993, with the express or implied intention of obtaining protection also in Armenia may, if the application is still pending with the Patent Office of the Russian Federation, file with the Armenian Patent Office, before June 30, 1994, a request that the application be further processed under Armenian legislation.

## **IV. Procedural Provisions**

(9) If an applicant is not a national of Armenia and has no permanent domicile in the territory of Armenia, he must conduct his affairs with the Armenian Patent Office through the intermediary of a patent attorney registered with the Armenian Patent Office. The list of persons who can act as representatives is available from the Armenian Patent Office.

(10) The procedures referred to in paragraphs (2), (7) and (8) are subject to payment of the prescribed fees.

## **V. Address of the Patent Office**

Armenian Patent Office  
Government House 3  
Central Avenue  
Yerevan 375010  
Armenia

Tel: +(78852) 520 673  
Fax: +(78852) 561 126, 580 631.



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

#### Agreement between the Chinese Patent Office and the World Intellectual Property Organization<sup>1</sup>

##### Amendment to Annex C

The Chinese Patent Office has notified the International Bureau, pursuant to Article 11(3) of the Agreement, of an amendment to Annex C of the Agreement. The amended Annex reads as follows:

##### “ANNEX C

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

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

Kind of fee or charge	Amount (RMB Yuan)
Search fee (Rule 16.1(a)) .....	800
Additional fee (Rule 40.2(a)) .....	800
Preliminary examination fee (Rule 58.1(b)) .....	800
Additional fee (Rule 68.3(a)) .....	800
Cost of copies (Rules 44.3(b), 71.2(b) and 94.1) .....	2 per page
Protest fee (Rules 40.2(e) and 68.3(e)) .....	200

#### Part II: [No change]”

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<sup>1</sup> Published in PCT Gazette No. 27/1992, pages 12618 to 12623.

**INTERNATIONAL SEARCHING AUTHORITIES  
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES (Cont'd)**

**Agreement between the Swedish Patent Office and  
the World Intellectual Property Organization<sup>2</sup>**

**Amendment to Annex C**

The Swedish Patent Office has notified the International Bureau, pursuant to Article 11(3) of the Agreement, of an amendment to Annex C of the Agreement changing the amount of the fee for translation of international application. The new amount is applicable as from June 1, 1994. The amended Annex reads as follows:

**“ANNEX C**

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

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

Kind of fee or charge	Amount 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 .....	3,600
(iii) in all other cases .....	4,200
Additional fee (Rule 40.2(a)) .....	4,200
Translation of international application (Rule 48.3) .....	2.70 per word
Preliminary examination fee (Rule 58.1(b)) .....	3,200
Additional fee (Rule 68.3(a)) .....	3,200
Cost of copies (Rules 44.3(b), 71.2(b) and 94.1) .....	4.00 per page

<sup>2</sup> Published in PCT Gazette No. 26/1987, pages 4576 to 4582, No. 22/1988, pages 4949 and 4950, No. 28.1988, pages 6559 and 6560, No. 14/1989, pages 3759 and 3760, and No. 18/1991, pages 7629 and 7630.

**Annex C, Part I: Schedule of Fees and Charges (cont'd)**

Kind of fee or charge	Amount 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]"

**FEES PAYABLE UNDER THE PCT****China**

The Chinese Patent Office has notified a new fee in Yuan Renminbi (CNY), as specified below:

Protest fee: CNY 200

[Updating of PCT Gazette No. 01/1994, Annex D(CN), page 163, and Annex E(CN), page 173]

**Sweden**

The Swedish Patent Office has notified a new amount of a fee in Swedish Kroner (SEK), as specified below. The new amount is applicable as from June 1, 1994.

Fee for translation into English of the international application: SEK 2.70 per word

[Updating of PCT Gazette No. 01/1994, Annex D(SE), page 169]

**INFORMATION ON CONTRACTING STATES****Austria**

The Austrian Patent Office has notified the International Bureau of a change in the types of protection available in Austria, as follows:

Types of protection available: National: Patents, patents of addition, utility models (a utility model may be sought instead of or in addition to a national patent)

European: Patents

[Updating of PCT Gazette No. 01/1994, Annex B1(AT), page 6]

**DEPOSITS OF MICROORGANISMS  
INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE**

The International Bureau has been informed of a change in the address of the depositary institution listed as “Deutsche Sammlung von Mikroorganismen und Zellkulturen (DSMZ)” in Annex L published in PCT Gazette No. 01/1994, as follows:

“Deutsche Sammlung von Mikroorganismen und Zellkulturen (DSMZ)  
Mascheroder Weg 1B  
D-38124 Braunschweig  
Germany”

[Updating of PCT Gazette No. 01/1994, Annex L, page 189]

**INFORMATION ON CONTRACTING STATES  
RECEIVING OFFICES  
DESIGNATED (OR ELECTED) OFFICES**

**Kyrgyzstan, Tajikistan, Uzbekistan**

General information on Kyrgyzstan, Tajikistan and Uzbekistan as new Contracting States, as well as information on the requirements of the Kyrgyz Patent Office, the Tajik Patent Office and the Uzbek Patent Office as receiving Offices and designated (or elected) Offices is given in “Annex B1(KG)”, “Annex C(KG)”, “Summary (KG)”, “Annex B1(TJ)”, “Annex C(TJ)”, “Summary (TJ)”, “Annex B1(UZ)”, “Annex C(UZ)” and “Summary (UZ)” which are published on the following pages.

**B1** Information on Contracting States**B1****KG****KYRGYZSTAN****KG****General information**

Name of Office:	Kyrgyz Respublikasynyn Ilim Zhana Zhangy Technologialar Bojuncha Mamlekettik Komitetinin Patent Bashkarmasy Kyrgyz Patent Office
Location and mailing address:	87, Isanov Street, Bishkek 720001, Kyrgyzstan
Telephone:	(3312) 21 54 94, 21 23 18, 21 34 87, 21 48 87
Facsimile machine:	(3312) 21 25 91
Teleprinter:	–
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of the transmission, if the transmitted document is an international application or a replacement sheet containing corrections or amendments of an international application. No, only upon invitation in the case of other documents.
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL
Competent receiving Office for nationals and residents of Kyrgyzstan:	Kyrgyz Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Kyrgyzstan is designated (or elected):	Kyrgyz Patent Office (see Volume II)
May Kyrgyzstan be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, provisional patents, utility models
Provisions of the law of Kyrgyzstan concerning international-type search:	None
Provisional protection after international publication:	None

[continued on next page]

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>KG</b>	<b>KYRGYZSTAN</b>	<b>KG</b>
	[continued]	

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**Information of interest if Kyrgyzstan is designated (or elected)**

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Time when the name and address of the inventor must be given if Kyrgyzstan is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Kyrgyz Patent Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

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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?

No

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Are there special provisions concerning the deposit of microorganisms?

No

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**C****Receiving Offices****C****KG****KYRGYZ PATENT OFFICE****KG**

Competent receiving Office for nationals and residents of:	Kyrgyzstan
Language in which international applications may be filed:	Russian or English
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	Russian Patent Office for international applications filed in Russian or English, or European Patent Office for international applications filed in English
Competent International Preliminary Examining Authority:	Russian Patent Office or European Patent Office for international applications for which the European Patent Office has established the international search report
Fees payable to the receiving Office:	Currency: Som (KGS) <sup>1</sup> and US Dollar (USD)
Transmittal fee:	KGS <sup>1</sup> ...
Basic fee:	USD 530
Supplement per sheet over 30:	USD 10
Designation fee:	USD 128
Search fee:	See Annex D (Russian Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	KGS <sup>1</sup> ...
Is an agent required by the receiving Office?	No, if applicant resides in Kyrgyzstan Yes, if he is a non-resident
Who can act as agent?	Any person registered to practice before the Office as patent attorney

<sup>1</sup> The amounts of fees in Som are not yet known. They will be fixed in the near future and will be subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****KG****KYRGYZ PATENT OFFICE****KG****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Kyrgyz or Russian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) Filing fee: <sup>2</sup> USD 100 Examination fee: <sup>3</sup> USD 300 Annual fees for the first three years, per year: USD 100
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>4</sup>	Instrument of assignment of the priority application where the applicants are not identical Appointment of an agent if applicant is not resident in Kyrgyzstan
Who can act as agent?	Any person registered to practice before the Office as patent attorney

<sup>1</sup> Must be furnished within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> Must be paid within the time limit applicable under PCT Article 22 or 39(1). The requirement may still be complied with within two months from the expiration of that time limit, provided that a surcharge is paid.

<sup>3</sup> A written request for examination must be made and the examination fee paid within four years from the date of filing.

<sup>4</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.



**B1****Information on Contracting States****B1****TJ****TAJIKISTAN****TJ****General information**

Name of Office:	Markazi Millii Patentu Akhbor Tajik Patent Office
Location and mailing address:	14-a, Ainy Street, 734042 Dushanbe, Tajikistan
Telephone:	(3772) 27 59 87, 27 58 77
Facsimile machine:	(3772) 21 04 04
Teleprinter:	–
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Tajikistan:	Tajik Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Tajikistan is designated (or elected):	Tajik Patent Office (see Volume II)
May Tajikistan be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, utility models
Provisions of the law of Tajikistan concerning international-type search:	None
Provisional protection after international publication:	After international publication, the furnishing of a translation of the international application into Tajik (Farsi) or Russian or, if the international application was filed in Russian, of a copy of the application as filed, gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages. See Art. 22 of the Provisional Regulations on Protection of Industrial Property.

[continued on next page]

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>TJ</b>	<b>TAJIKISTAN</b>	<b>TJ</b>
	[continued]	

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**Information of interest if Tajikistan is designated (or elected)**

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Time when the name and address of the inventor must be given if Tajikistan is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Tajik Patent Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

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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?

No

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Are there special provisions concerning the deposit of microorganisms?

Yes (see Annex L)

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<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>TJ</b>	<b>TAJIK PATENT OFFICE</b>	<b>TJ</b>

<b>Competent receiving Office for nationals and residents of:</b>	Tajikistan
<b>Language in which international applications may be filed:</b>	Russian or English
<b>Number of copies required by the receiving Office:</b>	3
<b>Competent International Searching Authority:</b>	Russian Patent Office for international applications filed in Russian or English, or European Patent Office for international applications filed in English
<b>Competent International Preliminary Examining Authority:</b>	Russian Patent Office or European Patent Office for international applications for which the European Patent Office has established the international search report
<b>Fees payable to the receiving Office:</b>	Currency: Rouble (RUR) <sup>1</sup> and US Dollar (USD)
Transmittal fee:	RUR <sup>1</sup> ...
Basic fee:	USD 530
Supplement per sheet over 30:	USD 10
Designation fee:	USD 128
Search fee:	See Annex D (Russian Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	RUR <sup>1</sup> ...
<b>Is an agent required by the receiving Office?</b>	No, if applicant resides in Tajikistan Yes, if he is a non-resident
<b>Who can act as agent?</b>	Any person registered to practice before the Office as patent attorney

<sup>1</sup> The amounts of fees in Roubles are not yet known. They will be fixed in the near future and will be subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****TJ****TAJIK PATENT OFFICE****TJ****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Tajik (Farsi) or Russian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) <sup>2</sup> For patent: Filing fee: <sup>3</sup> USD <sup>2</sup> ... Annual fees for the first three years, per year: USD <sup>2</sup> ... For utility model: Filing fee: <sup>3</sup> USD <sup>2</sup> ...
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>4</sup>	Name and address of the inventor if they have not been furnished in the "Request" part of the international application Appointment of an agent if applicant is not resident in Tajikistan
Who can act as agent?	Any person registered to practice before the Office as patent attorney

1 Must be furnished within the time limit applicable under PCT Article 22 or 39(1).

2 Amounts of fees are not yet known. They will be fixed in the near future. The Office or the agent should be consulted for the applicable schedule of fees.

3 Must be paid within the time limit applicable under PCT Article 22 or 39(1). The requirement may still be complied with within two months from the expiration of that time limit, provided that a surcharge is paid.

4 If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>UZ</b>	<b>UZBEKISTAN</b>	<b>UZ</b>

### General information

Name of Office:	Uzbekiston Respublikacy Davlat Patent Idoracy Uzbek Patent Office
Location and mailing address:	2a, Fuchic St., 700047 Tashkent, Uzbekistan
Telephone:	(3712) 33 45 56; 32 75 30
Facsimile machine:	(3712) 33 45 56
Teleprinter:	(064) 116509 DEDAL SU
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine and teleprinter
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of transmission, if the transmitted document is an international application or a replacement sheet containing corrections or amendments of an international application. No, only upon invitation in the case of other documents.
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes
Competent receiving Office for nationals and residents of Uzbekistan:	Uzbek Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Uzbekistan is designated (or elected):	Uzbek Patent Office (see Volume II)
May Uzbekistan be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, provisional patents, utility models
Provisions of the law of Uzbekistan concerning international-type search:	None
Provisional protection after international publication:	None

[continued on next page]

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>UZ</b>	<b>UZBEKISTAN</b>	<b>UZ</b>

[continued]

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**Information of interest if Uzbekistan is designated (or elected)**

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Time when the name and address of the inventor must be given if Uzbekistan is designated:

Must be in request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Uzbek Patent Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

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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

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Are there special provisions concerning the deposit of microorganisms?

No

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**C****Receiving Offices****C****UZ****UZBEK PATENT OFFICE****UZ**

Competent receiving Office for nationals and residents of:	Uzbekistan
Language in which international applications may be filed:	Russian or English
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	Russian Patent Office for international applications filed in Russian or English, or European Patent Office for international applications filed in English
Competent International Preliminary Examining Authority:	Russian Patent Office or European Patent Office for international applications for which the European Patent Office has established the international search report
Fees payable to the receiving Office:	Currency: US Dollar (USD)
Transmittal fee:	USD <sup>1</sup> ...
Basic fee:	USD 530
Supplement per sheet over 30:	USD 10
Designation fee:	USD 128
Search fee:	See Annex D (Russian Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	USD <sup>1</sup> ...
Is an agent required by the receiving Office?	No, if applicant resides in Uzbekistan Yes, if he is a non-resident
Who can act as agent?	Any person registered to practice before the Office as patent attorney

<sup>1</sup> The amount of this fee is not yet established. It will be fixed in the near future. The Office or the agent should be consulted for the applicable schedule of fees.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****UZ****UZBEK PATENT OFFICE****UZ****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Uzbek or Russian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) For patent: Filing fee: <sup>2</sup> USD 300 Claim fee for each independent claim in excess of one: <sup>2</sup> USD 150 Fee for priority claims, per priority: <sup>2</sup> USD 150 Examination fee: USD 900 Maintenance fee for provisional patent for the first three years, per year: USD 600 Maintenance fee for patent for the first three years: USD 600 For utility model: Filing fee: <sup>2</sup> USD 300
Exemptions, reductions or refunds of the national fee:	The examination fee is reduced by 20% where an international search or an international preliminary examination report has been established
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ):	Instrument of assignment of the priority application where the applicants are not identical <sup>3</sup> Appointment of an agent if applicant is not resident in Uzbekistan <sup>1</sup>
Who can act as agent?	Any person registered to practice before the Office as patent attorney

1 Must be furnished within the time limit applicable under PCT Article 22 or 39(1).

2 Must be paid within the time limit applicable under PCT Article 22 or 39(1).

3 If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### Armenia

On May 17, 1994, **Armenia** deposited a declaration the effect of which is that the PCT, including Chapter II, is applied by Armenia.

Consequently, as from May 17, 1994, nationals and residents of Armenia are entitled to file international applications under the PCT. Furthermore, in any international application filed on or after May 17, 1994, Armenia (country code: AM) may be designated and elected.

Applicants are, under the PCT Regulations, afforded the possibility of requesting the extension of the effects of international applications filed on or after December 25, 1991, (the date on which the Soviet Union ceased to exist) to States which have made a declaration of continuation. PCT Rule 32 will allow the extension to Armenia of international applications filed between December 25, 1991, and July 18, 1994.

The applicant in respect of each international application concerned, or his agent, will receive a notification from the International Bureau of WIPO, informing him about the possibility and the applicable conditions for extending the effects of his international application to Armenia.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

##### Bulgaria

The Government of Bulgaria has informed the Director General of WIPO of the withdrawal of the declaration made under PCT Article 64(5) to the effect that Bulgaria is not bound by PCT Article 59 concerning the International Court of Justice. The withdrawal will take effect on August 3, 1994.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

##### Estonia

On May 24, 1994, **Estonia** deposited its instrument of accession to the PCT. Estonia will become the 71st Contracting State of the PCT on August 24, 1994.

Consequently, in any international application filed on or after August 24, 1994, Estonia (country code: EE) may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from August 24, 1994, nationals and residents of Estonia are entitled to file international applications under the PCT.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

**Announcement on the Extension of the Time Limits Indicated  
in the Announcement on the Protection of Industrial Property  
in Uzbekistan**

The Government of Uzbekistan adopted on February 22, 1994, a Decree extending the time limit of January 1, 1994, indicated in the Announcement on the Protection of Industrial Property in Uzbekistan as published in PCT Gazette No. 27/1993.

1. In respect of the procedures specified in items (6), (7), (8)(d)(ii) and (iii), (8)(g)(i) to (iii) and (10) of the said Announcement, the time limit is extended until October 1, 1994.\*

It is to be noted in connection with items (8)(g)(i), (ii) and (iii) of the Announcement that the time limit for entry into the national phase of an international application whose effects have been extended to Uzbekistan by fulfilling the conditions described in items (8)(e) and (f) of the Announcement is three months from the date of the request for extension if those three months expire later than the time limits mentioned in items (8)(g)(i), (ii) and (iii).

2. In respect of the procedures specified in item (5) of the said Announcement, no time limit is set.

[Updating of information published on pages 14948 to 14952 of PCT Gazette No. 27/1993]

**FEES PAYABLE UNDER THE PCT**

**Greece**

The **Industrial Property Organization of Greece** has notified new amounts of fees in **Greek Drachma (GRD)**, payable to it as receiving Office, as specified below:

Transmittal fee:	GRD	30,000
Fee for priority document:	GRD	10,000

[Updating of PCT Gazette No. 01/1994, Annex C(GR), page 133]

**DEPOSITS OF MICROORGANISMS  
INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE**

The International Bureau has been informed of a change in the address of the depository institution listed as "National Collection of Food Bacteria (NCFB)" in Annex L published in PCT Gazette No. 01/1994, as follows:

"National Collection of Food Bacteria (NCFB)  
Institute of Food Research  
Earley Gate, White Knights Road  
Reading RG6 2EF  
United Kingdom"

[Updating of PCT Gazette No. 01/1994, Annex L, page 190]

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\* This time limit applies at the date of preparation of this announcement but is under further consideration and may be replaced by a later date.

**INFORMATION ON CONTRACTING STATES  
RECEIVING OFFICES  
DESIGNATED (OR ELECTED) OFFICES**

**Georgia, Lithuania, Republic of Moldova**

General information on **Georgia, Lithuania** and the **Republic of Moldova** as new Contracting States, as well as information on the requirements of the **Georgian Patent Office**, the **Lithuanian Patent Office** and the **Moldova Patent Office** as receiving Offices and designated (or elected) Offices is given in “Annex B1(GE)”, “Annex C(GE)”, “Summary (GE)”, “Annex B1(LT)”, “Annex C(LT)”, “Summary (LT)”, “Annex B1(MD)”, “Annex C(MD)” and “Summary (MD)” which are published on the following pages.

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>GE</b>	<b>GEORGIA</b>	<b>GE</b>

### General information

Name of Office:	Sakartvelos Sapatento Utksheba Georgian Patent Office
Location and mailing address:	47, Kostava St., Tbilisi 380079, Georgia
Telephone:	(78832) 36 41 13, 98 84 19
Facsimile machine:	(78832) 98 84 97
Teleprinter:	(064) 212148 HALLO SU
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine and teleprinter
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of transmission
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Georgia	Georgian Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Georgia is designated (or elected):	Georgian Patent Office (see Volume II)
May Georgia be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, patents of addition, utility models
Provisions of the law of Georgia concerning international-type search:	None
Provisional protection after international publication:	None

[continued on next page]

**B1** **Information on Contracting States** **B1****GE** **GEORGIA** **GE**

[continued]

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**Information of interest if Georgia is designated (or elected)**

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Time when the name and address of the inventor must be given if Georgia is designated:

Must be in the request. If the data concerning the inventor are missing at the expiration of the time limit under Article 22 or 39(1)(a), the Georgian Patent Office will invite the applicant to comply with the requirements within a time limit of two months from the date of receipt of the invitation.

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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?

No

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Are there special provisions concerning the deposit of microorganisms?

Yes (see Annex L)

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<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>GE</b>	<b>GEORGIAN PATENT OFFICE</b>	<b>GE</b>

Competent receiving Office for nationals and residents of:	Georgia
Language in which international applications may be filed:	Russian or English
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	Russian Patent Office for international applications filed in Russian or English, or European Patent Office for international applications filed in English
Competent International Preliminary Examining Authority:	Russian Patent Office or European Patent Office for international applications for which the European Patent office has established the international search report
Fees payable to the receiving Office:	Currency: US Dollar (USD)
Transmittal fee:	USD <sup>1</sup> ...
Basic fee:	USD 530
Supplement per sheet over 30:	USD 10
Designation fee:	USD 128
Search fee:	See Annex D (Russian Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	USD <sup>1</sup> ...
Is an agent required by the receiving Office?	No, if the applicant resides in Georgia Yes, if he is a non-resident
Who can act as agent?	Any person registered to practice before the Office as patent attorney

<sup>1</sup> The amount of this fee is not yet known. It will be fixed in the near future. The Office or the agent should be consulted for the latest applicable schedule of fees.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****GE****GEORGIAN PATENT OFFICE****GE****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Georgian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) For patent: Filing fee: USD 40 Examination fee: USD 400 For each additional independent claim: USD 170 Fee for grant and for the first two years: <sup>1</sup> USD 200 For utility model: Filing fee: USD 40 Fee for grant and for the first two years: <sup>1</sup> USD 170
Exemptions, reductions or refunds of the national fee:	Examination fee is not charged if the international application relates to matters other than viticulture, wine-making, tea-, fruit- and citrus growing, manganese mining and processing
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>2</sup>	Name and address of the inventor if they have not been furnished in the "Request" part of the international application Deed of transfer where the applicant is not the inventor Appointment of an agent if applicant is not resident in Georgia
Who can act as agent?	Any person registered to practice before the Office as patent attorney

..

<sup>1</sup> Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>LT</b>	<b>LITHUANIA</b>	<b>LT</b>

### General information

Name of Office:	Lietuvos Respublikos Valstybinis patentu biuras Lithuanian Patent Office
Location and mailing address:	Algirdo g. 31, 2600 Vilnius, Lithuania
Telephone:	(370-2) 66 03 49
Facsimile machine:	(370-2) 66 03 57
Teleprinter:	–
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Lithuania:	Lithuanian Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Lithuania is designated (or elected):	Lithuanian Patent Office (see Volume II)
May Lithuania be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents
Provisions of the law of Lithuania concerning international-type search:	None
Provisional protection after international publication:	After international publication, the furnishing of a translation of the claims into Lithuanian gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages (see Article 48 of the Lithuanian Patent Law)

[continued on next page]



<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>LT</b>	<b>LITHUANIA</b>	<b>LT</b>
	[continued]	

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**Information of interest if Lithuania is designated (or elected)**

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Time when the name and address of the inventor must be given if Lithuania is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Lithuanian Patent Office will invite the applicant to comply with the requirement within the time limit indicated in the invitation.

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?

No

Are there special provisions concerning the deposit of microorganisms?

Yes (see Annex L)

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<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>LT</b>	<b>LITHUANIAN PATENT OFFICE</b>	<b>LT</b>

Competent receiving Office for nationals and residents of:	Lithuania
Language in which international applications may be filed:	English or Russian
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	European Patent Office for international applications filed in English, or Russian Patent Office for international applications filed in English or Russian
Competent International Preliminary Examining Authority:	European Patent Office for international applications for which the European Patent Office has established the international search report, or Russian Patent Office
Fees payable to the receiving Office:	Currency: Litas (LTL) and US Dollar (USD)
Transmittal fee:	Equivalent in LTL of USD 80
Basic fee:	USD 530
Supplement per sheet over 30:	USD 10
Designation fee:	USD 128
Search fee:	See Annex D (European Patent Office or Russian Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	Equivalent in LTL of USD 20
Is an agent required by the receiving Office?	No, if applicant resides in Lithuania Yes, if he is a non-resident
Who can act as agent?	Any patent attorney registered to practice before the Office

**SUMMARY****Designated  
(or elected) Office****SUMMARY****LT****LITHUANIAN PATENT OFFICE****LT****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Lithuanian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) Filing fee: <sup>2</sup> USD 150 Claim fee for each independent claim in excess of 10: <sup>3</sup> USD 10
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>3</sup>	Name and address of the inventor if they have not been furnished in the "Request" part of the international application Appointment of an agent if applicant is not resident in Lithuania
Who can act as agent?	Any patent attorney registered to practice before the Office

“ ”

- 1 Must be furnished within two months from the expiration of the time limit applicable under PCT Article 22 or 39(1).
- 2 Must be paid within the time limit applicable under PCT Article 22 or 39(1).
- 3 If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>MD</b>	<b>REPUBLIC OF MOLDOVA</b>	<b>MD</b>

### General information

Name of Office:	Agentia de Stat pentru Protectia Proprietatii Industriale Moldova Patent Office
Location and mailing address:	24/1 A, Doga Str., 277024 Kishinev, Republic of Moldova
Telephone:	(3732) 44 32 53, 44 01 19, 44 31 39, 49 30 87
Facsimile machine:	(3732) 44 01 19
Teleprinter:	–
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of the transmission, if the transmitted document is an international application or a replacement sheet containing corrections or amendments of an international application. No, only upon invitation in the case of other documents.
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of the Republic of Moldova:	Moldova Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if the Republic of Moldova is designated (or elected):	Moldova Patent Office (see Volume II)
May the Republic of Moldova be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, utility models
Provisions of the law of the Republic of Moldova concerning international-type search:	None

[continued on next page]

**B1****Information on Contracting States****B1****MD****REPUBLIC OF MOLDOVA****MD**

[continued]

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Provisional protection after international publication:

After international publication, the furnishing of a translation of the international application into Romanian gives the applicant provisional protection in the sense that he, upon grant of the patent, is entitled to damages (see Art. 54 of the “Provisional Regulations of Industrial Property Protection” of the Republic of Moldova)

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**Information of interest if the Republic of Moldova is designated (or elected)**

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Time when the name and address of the inventor must be given if the Republic of Moldova is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Moldova Patent Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

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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?

No

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Are there special provisions concerning the deposit of microorganisms?

Yes (see Annex L)

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<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>MD</b>	<b>MOLDOVA PATENT OFFICE</b>	<b>MD</b>

Competent receiving Office for nationals and residents of:	Republic of Moldova
Language in which international applications may be filed:	Russian, English, French or German
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	Russian Patent Office for international applications filed in Russian, English, French or German, or European Patent Office for international applications filed in English, French or German
Competent International Preliminary Examining Authority:	Russian Patent Office or European Patent Office for international applications for which the European Patent Office has established the international search report
Fees payable to the receiving Office:	Currency: Moldovan Leu (MDL) <sup>1</sup> and US Dollar (USD)
Transmittal fee:	MDL <sup>1</sup> ...
Basic fee:	USD 530
Supplement per sheet over 30:	USD 10
Designation fee:	USD 128
Search fee:	See Annex D (Russian Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	MDL <sup>1</sup> ...
Is an agent required by the receiving Office?	No, if applicant resides in the Republic of Moldova Yes, if he is a non-resident
Who can act as agent?	Any person registered to practice before the Office as patent attorney

<sup>1</sup> The amounts of the fees in Leu are not yet known. They will be fixed in the near future and will be subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****MD****MOLDOVA PATENT OFFICE****MD****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Romanian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, as amended only together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) Filing fee: <sup>2</sup> USD 25 Examination fee: USD 250 Fee for priority claims, per claim: USD 50 Annual fee for the first year: USD 100
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>3</sup>	Name and address of the inventor if they have not been furnished in the "Request" part of the international application Instrument of assignment of the priority right where the applicants are not identical Appointment of an agent if applicant is not resident in the Republic of Moldova
Who can act as agent?	Any person registered to practice before the Office as patent attorney

..

- 1 Must be furnished within two months from the expiration of the time limit applicable under PCT Article 22 or 39(1).
- 2 Must be paid within the time limit applicable under PCT Article 22 or 39(1).
- 3 If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of two months from the date of receipt of the invitation.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### Liberia

On 27 May 1994, **Liberia** deposited its instrument of accession to the PCT. Liberia will become the 72nd Contracting State of the PCT on 27 August 1994.

Consequently, in any international application filed on or after 27 August 1994, Liberia (country code: LR) may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from 27 August 1994, nationals and residents of Liberia are entitled to file international applications under the PCT.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

#### FEES PAYABLE UNDER THE PCT

##### Norway

Pursuant to PCT Rule 16.1(c), new amounts in **Norwegian Kroner (NOK)**, as specified below, have been established for the search fee for an international search by the Swedish Patent Office. The new amounts are applicable as from 1 August 1994.

Search fee (international search by the Swedish Patent Office):

- |   |           |
|---|-----------|
| (i) if on an earlier application, the priority of which is claimed, a first office action has been issued by the Swedish Patent Office:   | NOK 2,430 |
| (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: | NOK 3,365 |
| (iii) in all other cases:   | NOK 3,925 |

[Updating of PCT Gazette No. 01/1994, Annex D(SE), page 169]



**ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT****ANNEX F – FORMS****Modification of Form PCT/RO/101 (Request)**

The Request Form has been modified consequent to the accession by Kenya, Lithuania, Slovenia and Trinidad and Tobago to the PCT, as well as the declaration of continued application of the PCT by Armenia, Georgia, Kyrgyzstan, Republic of Moldova and Tajikistan as successor States of the former Soviet Union. Other modifications take into account the availability, as from 1 July 1994, of another regional (ARIPO) patent for Kenya, Malawi and Sudan, as well as some changes in the national legislation of certain PCT Contracting States, in particular, the availability of new kinds of protection, which are reflected in the Notes to the Request Form and in Box No. V of the Request. Box No. V now occupies the entire second sheet while Box No. IV has been moved to the first sheet. Some changes are also introduced into the supplemental sheet of the Request. Although the modifications of the Request concern only the first, second and the supplemental sheets and the Notes to Box No. V of the Request, all the sheets of the Request, including the Notes to the Request, the Fee Calculation Sheet and the Notes relating thereto, are dated 5 July 1994 (either as the date of issuance or as the date of reprint of the sheet), the date on which Lithuania becomes bound by the PCT and on which the modified Request Form is effective. All the above-mentioned sheets are reproduced on the following pages (without pagination so as to enable convenient reproduction).

Only the updated version of the Request Form should be used for international applications filed from 5 July 1994. Copies can be obtained free of charge from receiving Offices.

**Form PCT/IPEA/401 (Demand)**

It is noted that the Demand Form has not been modified and that the January 1994 version continues to be applicable.

# PCT

## REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only

International Application No.

International Filing Date

Name of receiving Office and "PCT International Application"

Applicant's or agent's file reference  
(if desired) (12 characters maximum)

<b>Box No. I TITLE OF INVENTION</b>	
<b>Box No. II APPLICANT</b>	
Name and address: <i>(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)</i>	<input type="checkbox"/> This person is also inventor.
	Telephone No.
	Facsimile No.
	Teleprinter No.
State (i.e. country) of nationality:	State (i.e. country) of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<b>Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)</b>	
Name and address: <i>(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)</i>	This person is: <input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only <i>(If this check-box is marked, do not fill in below.)</i>
State (i.e. country) of nationality:	State (i.e. country) of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on a continuation sheet.	
<b>Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE</b>	
The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as:	<input type="checkbox"/> agent <input type="checkbox"/> common representative
Name and address: <i>(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)</i>	Telephone No.
	Facsimile No.
	Teleprinter No.
<input type="checkbox"/> Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.	

**Continuation of Box No. III FURTHER APPLICANTS AND/OR (FURTHER) INVENTORS**

*If none of the following sub-boxes is used, this sheet is not to be included in the request.*

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

This person is:

- applicant only
- applicant and inventor
- inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

This person is:

- applicant only
- applicant and inventor
- inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

This person is:

- applicant only
- applicant and inventor
- inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

This person is:

- applicant only
- applicant and inventor
- inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Further applicants and/or (further) inventors are indicated on another continuation sheet.

**Box No.V DESIGNATION OF STATES**

The following designations are hereby made under Rule 4.9(a) (mark the applicable check-boxes; at least one must be marked):

**Regional Patent**

- AP ARIPO Patent:** KE Kenya, MW Malawi, SD Sudan, and any other State which is a Contracting State of the Harare Protocol and of the PCT
- EP European Patent:** AT Austria, BE Belgium, CH and LI Switzerland and Liechtenstein, DE Germany, DK Denmark, ES Spain, FR France, GB United Kingdom, GR Greece, IE Ireland, IT Italy, LU Luxembourg, MC Monaco, NL Netherlands, PT Portugal, SE Sweden, and any other State which is a Contracting State of the European Patent Convention and of the PCT
- OA OAPI Patent:** BF Burkina Faso, BJ Benin, CF Central African Republic, CG Congo, CI Côte d'Ivoire, CM Cameroon, GA Gabon, GN Guinea, ML Mali, MR Mauritania, NE Niger, SN Senegal, TD Chad, TG Togo, and any other State which is a member State of OAPI and a Contracting State of the PCT (if other kind of protection or treatment desired, specify on dotted line) .....

**National Patent** (if other kind of protection or treatment desired, specify on dotted line):

- |   |  |
|---|--|
| <input type="checkbox"/> AM Armenia .....                               | <input type="checkbox"/> MG Madagascar                     |
| <input type="checkbox"/> AT Austria .....                               | <input type="checkbox"/> MN Mongolia                       |
| <input type="checkbox"/> AU Australia .....                             | <input type="checkbox"/> MW Malawi .....                   |
| <input type="checkbox"/> BB Barbados                                    | <input type="checkbox"/> NL Netherlands                    |
| <input type="checkbox"/> BG Bulgaria .....                              | <input type="checkbox"/> NO Norway                         |
| <input type="checkbox"/> BR Brazil .....                                | <input type="checkbox"/> NZ New Zealand .....              |
| <input type="checkbox"/> BY Belarus                                     | <input type="checkbox"/> PL Poland .....                   |
| <input type="checkbox"/> CA Canada                                      | <input type="checkbox"/> PT Portugal .....                 |
| <input type="checkbox"/> CH and LI Switzerland and Liechtenstein        | <input type="checkbox"/> RO Romania                        |
| <input type="checkbox"/> CN China .....                                 | <input type="checkbox"/> RU Russian Federation .....       |
| <input type="checkbox"/> CZ Czech Republic .....                        | <input type="checkbox"/> SD Sudan                          |
| <input type="checkbox"/> DE Germany .....                               | <input type="checkbox"/> SE Sweden                         |
| <input type="checkbox"/> DK Denmark .....                               | <input type="checkbox"/> SI Slovenia .....                 |
| <input type="checkbox"/> ES Spain .....                                 | <input type="checkbox"/> SK Slovakia .....                 |
| <input type="checkbox"/> FI Finland .....                               | <input type="checkbox"/> TJ Tajikistan .....               |
| <input type="checkbox"/> GB United Kingdom                              | <input type="checkbox"/> TT Trinidad and Tobago .....      |
| <input type="checkbox"/> GE Georgia .....                               | <input type="checkbox"/> UA Ukraine                        |
| <input type="checkbox"/> HU Hungary .....                               | <input type="checkbox"/> US United States of America ..... |
| <input type="checkbox"/> JP Japan .....                                 | .....  |
| <input type="checkbox"/> KE Kenya .....                                 | <input type="checkbox"/> UZ Uzbekistan .....               |
| <input type="checkbox"/> KG Kyrgyzstan .....                            | <input type="checkbox"/> VN Viet Nam .....                 |
| <input type="checkbox"/> KP Democratic People's Republic of Korea ..... |  |
| <input type="checkbox"/> KR Republic of Korea .....                     |  |
| <input type="checkbox"/> KZ Kazakhstan .....                            |  |
| <input type="checkbox"/> LK Sri Lanka                                   |  |
| <input type="checkbox"/> LT Lithuania                                   |  |
| <input type="checkbox"/> LU Luxembourg .....                            |  |
| <input type="checkbox"/> LV Latvia                                      |  |
| <input type="checkbox"/> MD Republic of Moldova .....                   |  |

Check-boxes reserved for designating States (for the purposes of a national patent) which have become party to the PCT after issuance of this sheet:

- .....
- .....
- .....
- .....
- .....
- .....

**In addition to the designations made above,** the applicant also makes under Rule 4.9(b) all designations which would be permitted under the PCT except the designation(s) of \_\_\_\_\_ .  
 The applicant declares that those additional designations are subject to confirmation and that any designation which is not confirmed before the expiration of 15 months from the priority date is to be regarded as withdrawn by the applicant at the expiration of that time limit. (Confirmation of a designation consists of the filing of a notice specifying that designation and the payment of the designation and confirmation fees. Confirmation must reach the receiving Office within the 15-month time limit.)

**Supplemental Box**     *If the Supplemental Box is not used, this sheet need not be included in the request.*

*Use this box in the following cases:*

**1. If, in any of the Boxes, the space is insufficient to furnish all the information:**

*in such case, write "Continuation of Box No. ..." [indicate the number of the Box] and furnish the information in the same manner as required according to the captions of the Box in which the space was insufficient;*

*in particular:*

(i) *if more than two persons are involved as applicants and/or inventors and no "continuation sheet" is available:*

*in such case, write "Continuation of Box No. III" and indicate for each additional person the same type of information as required in Box No. III;*

(ii) *if, in Box No. II or in any of the sub-boxes of Box No. III, the indication "the States indicated in the Supplemental Box" is checked:*

*in such case, write "Continuation of Box No. II" or "Continuation of Box No. III" or "Continuation of Boxes No. II and No. III" (as the case may be), indicate the name of the applicant(s) involved and, next to (each) such name, the State(s) (and/or, where applicable, ARIPO, European or OAPI patent) for the purposes of which the named person is applicant;*

(iii) *if, in Box No. II or in any of the sub-boxes of Box No. III, the inventor or the inventor/applicant is not inventor for the purposes of all designated States or for the purposes of the United States of America:*

*in such case, write "Continuation of Box No. II" or "Continuation of Box No. III" or "Continuation of Boxes No. II and No. III" (as the case may be), indicate the name of the inventor(s) and, next to (each) such name, the State(s) (and/or, where applicable, ARIPO, European or OAPI patent) for the purposes of which the named person is inventor;*

(iv) *if, in addition to the agent(s) indicated in Box No. IV, there are further agents:*

*in such case, write "Continuation of Box No. IV" and indicate for each further agent the same type of information as required in Box No. IV;*

(v) *if, in Box No. V, the name of any State (or OAPI) is accompanied by the indication "patent of addition," or "certificate of addition," or if, in Box No. V, the name of the United States of America is accompanied by an indication "Continuation" or "Continuation-in-part":*

*in such case, write "Continuation of Box No. V" and the name of each State involved (or OAPI), and after the name of each such State (or OAPI), the number of the parent title or parent application and the date of grant of the parent title or filing of the parent application;*

(vi) *if there are more than three earlier applications whose priority is claimed:*

*in such case, write "Continuation of Box No. VI" and indicate for each additional earlier application the same type of information as required in Box No. VI.*

**2. If the applicant claims, in respect of any designated Office, the benefits of provisions of the national law concerning non-prejudicial disclosures or exceptions to lack of novelty:**

*in such case, write "Statement Concerning Non-Prejudicial Disclosures or Exceptions to Lack of Novelty" and furnish that statement below.*

<b>Box No. VI PRIORITY CLAIM</b>		Further priority claims are indicated in the Supplemental Box <input type="checkbox"/>	
The priority of the following earlier application(s) is hereby claimed:			
Country <i>(in which, or for which, the application was filed)</i>	Filing Date <i>(day/month/year)</i>	Application No.	Office of filing <i>(only for regional or international application)</i>
item (1)			
item (2)			
item (3)			
<p>Mark the following check-box if the certified copy of the earlier application is to be issued by the Office which for the purposes of the present international application is the receiving Office (a fee may be required):</p> <input type="checkbox"/> The receiving Office is hereby requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) identified above as item(s) : _____			
<b>Box No. VII INTERNATIONAL SEARCHING AUTHORITY</b>			
<p><b>Choice of International Searching Authority (ISA)</b> <i>(If two or more International Searching Authorities are competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used):</i> ISA / _____</p> <p><b>Earlier search</b> <i>Fill in where a search (international, international-type or other) by the International Searching Authority has already been carried out or requested and the Authority is now requested to base the international search, to the extent possible, on the results of that earlier search. Identify such search or request either by reference to the relevant application (or the translation thereof) or by reference to the search request:</i></p> <p>Country (or regional Office): _____ Date (day/month/year): _____ Number: _____</p>			
<b>Box No. VIII CHECK LIST</b>			
<p>This international application contains the following number of sheets:</p> <p>1. request : _____ sheets</p> <p>2. description : _____ sheets</p> <p>3. claims : _____ sheets</p> <p>4. abstract : _____ sheets</p> <p>5. drawings : _____ sheets</p> <p><b>Total</b> : _____ sheets</p>	<p>This international application is accompanied by the item(s) marked below:</p> <p>1. <input type="checkbox"/> separate signed power of attorney</p> <p>2. <input type="checkbox"/> copy of general power of attorney</p> <p>3. <input type="checkbox"/> statement explaining lack of signature</p> <p>4. <input type="checkbox"/> priority document(s) identified in Box No. VI as item(s): _____</p> <p>5. <input type="checkbox"/> fee calculation sheet</p> <p>6. <input type="checkbox"/> separate indications concerning deposited microorganisms</p> <p>7. <input type="checkbox"/> nucleotide and/or amino acid sequence listing (diskette)</p> <p>8. <input type="checkbox"/> other (specify): _____</p>		
Figure No. _____ of the drawings (if any) should accompany the abstract when it is published.			
<b>Box No. IX SIGNATURE OF APPLICANT OR AGENT</b>			
Next to each signature, indicate the name of the person signing and the capacity in which the person signs (if such capacity is not obvious from reading the request).			

For receiving Office use only	
1. Date of actual receipt of the purported international application:	2. Drawings: <input type="checkbox"/> received:  <input type="checkbox"/> not received:
3. Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application:	
4. Date of timely receipt of the required corrections under PCT Article 11(2):	
5. International Searching Authority specified by the applicant: ISA / _____	6. <input type="checkbox"/> Transmittal of search copy delayed until search fee is paid

For International Bureau use only
Date of receipt of the record copy by the International Bureau:

## NOTES TO THE REQUEST FORM (PCT/RO/101)

These Notes are intended to facilitate the filling in of the request form. For more detailed information, see the **PCT Applicant's Guide**, a publication of WIPO. The Notes are based on the requirements of the Patent Cooperation Treaty (PCT), the Regulations and the Administrative Instructions under the PCT. In case of any discrepancy between these Notes and those requirements, the latter are applicable.

In the request form and these Notes, "Article", "Rule" and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions, respectively.

Please use a typewriter; check-boxes may be marked by hand with black ink (Rule 11.9(a) and (b)).

### WHERE TO FILE THE INTERNATIONAL APPLICATION

The international application (request, description, claims, abstract and drawings, if any) must be filed with a competent receiving Office (Article 11(1)(i))—that is, subject to any applicable prescriptions concerning national security, at the choice of the applicant, either:

(i) the receiving Office of, or acting for, a PCT Contracting State of which the applicant or, if there are two or more applicants, at least one of them, is a resident or national (Rule 19.1(a)(i) or (ii)), or

(ii) the International Bureau of WIPO in Geneva, Switzerland, if the applicant or, if there are two or more applicants, at least one of the applicants is a resident or national of any PCT Contracting State (Rule 19.1(a)(iii)).

### APPLICANT'S OR AGENT'S FILE REFERENCE

A **file reference** may be indicated, if desired. It should not exceed 12 characters. Characters in excess of 12 may be disregarded. (Rule 11.6(f) and Section 109).

### BOX No. I

**Title of Invention** (Rules 4.3 and 5.1(a)): The title must be short (preferably two to seven words when in English or translated into English) and precise. It must be identical with the title heading the description.

### BOXES Nos. II AND III

**General:** At least one of the applicants named must be a resident or national of a PCT Contracting State for which the receiving Office acts (Articles 9 and 11(1)(i) and Rules 18 and 19). If the international application is filed with the International Bureau under Rule 19.1(a)(iii), at least one of the applicants must be a resident or national of any PCT Contracting State.

If the United States of America is designated, all of the inventors must be named as applicants (as well as inventors) for the purposes of that designation (see "Different Applicants for Different Designated States", below).

**Indication whether a Person is Applicant and/or Inventor** (Rules 4.5(a) and 4.6(a) and (b)):

*Check-box "This person is also inventor"* (Box No. II): Mark this check-box if the applicant named is also the inventor or one of the inventors; do not mark this check-box if the applicant is a legal entity.

*Check-box "applicant and inventor"* (Box No. III): Mark this check-box if the person named is both applicant and inventor; do not mark this check-box if the person is a legal entity.

*Check-box "applicant only"* (Box No. III): Mark this check-box if the person named is a legal entity or if the person named is not also inventor.

*Check-box "inventor only"* (Box No. III): Mark this check-box if the person named is inventor but not also applicant; do not mark this check-box if the person is a legal entity.

In Box No. III, one of the three check-boxes must always be marked for each person named.

A person must not be named more than once in Boxes Nos. II and III, even where that person is both applicant and inventor.

**Names and Addresses** (Rule 4.4): The family name (preferably in capital letters) must be indicated before the given name(s). Titles and academic degrees must be omitted. Names of legal entities must be indicated by their full official designations.

The address must be indicated in such a way that it allows prompt postal delivery; it must consist of all the relevant administrative units (up to and including the indication of the house number, if any), the postal code (if any), and the name of the country.

Only one address may be indicated per person. For the indication of a special "address for correspondence", see the notes to Box No. IV.

**Telephone, Facsimile and/or Teleprinter Numbers** should be indicated for the person named in Box No. II in order to allow rapid communication with the applicant. Any such number should include the applicable country and area codes.

**Nationality** (Rules 4.5(a) and (b) and 18.1): For each applicant, the nationality must be indicated by the name of the State (i.e., country) of which the person is a national. A legal entity constituted according to the national law of a State is considered a national of that State. The indication of the nationality is not required where a person is inventor only.

**Residence** (Rules 4.5(a) and (c) and 18.1): Each applicant's State (i.e., country) of residence must be indicated. If the State of residence is not indicated, it will be assumed to be the same as the State indicated in the address. Possession of a real and effective industrial or commercial establishment in a State is considered residence in that State. The indication of the residence is not required where a person is inventor only.

**Names of States** (Section 115): For the indication of names of States, the two-letter country codes appearing in WIPO Standard ST.3 and in the PCT Applicant's Guide, Annex K, may be used.

**Different Applicants for Different Designated States** (Rules 4.5(d), 18.3 and 19.2): It is possible to indicate different applicants for the purposes of different designated States. At least one of all the applicants named must be a national or resident of a PCT Contracting State for which the receiving Office acts, irrespective of the designated State(s) for the purposes of which that applicant is named. *Where the United*

*States of America is one of the designated States, all of the inventors must be named as applicants for the United States of America and the check-box "This person is also inventor" (in Box No. II) or "applicant and inventor" (in Box. No. III) must be marked.*

For the indication of the designated States for which a person is applicant, mark the applicable check-box (only one for each person). The check-box "the States indicated in the Supplemental Box" must be marked where none of the other three check-boxes fits the circumstances; in such a case, the name of the person must be repeated in the Supplemental Box with an indication of the States for which that person is applicant (see item 1(ii) in that Box).

**Naming of Inventor** (Rule 4.1(a)(v) and (c)(i)): The inventor's name and address must be indicated where the national law of at least one of the designated States requires that the name of the inventor be furnished at the time of filing; for details see the PCT Applicant's Guide, Volume I, Annexes B1 and B2. It is strongly recommended to always name the inventor.

**Different Inventors for Different Designated States** (Rule 4.6(c)): Different persons may be indicated as inventors for different designated States (e.g., where, in this respect, the requirements of the national laws of the designated States are not the same); in such a case, the Supplemental Box must be used (see item 1(iii) in that Box). In the absence of any indication, it will be assumed that the inventor(s) named is (are) inventor(s) for all designated States.

#### BOX No. IV

**Who Can Act as Agent** (Article 49 and Rule 83.1bis): For each of the receiving Offices, information as to who can act as agent is given in the PCT Applicant's Guide, Volume I, Annex C.

**Agent or Common Representative** (Rules 4.7, 4.8, 90.1 and 90.2 and Section 108): Mark the applicable check-box in order to indicate whether the person named is (or has been) appointed as "agent" or "common representative" (the "common representative" must be one of the applicants). For the manner in which name(s) and address(es) (including names of States) must be indicated, see the notes to Boxes Nos. II and III. Where several agents are listed, the agent to whom correspondence should be addressed is to be listed first. If there are two or more applicants but no common agent is appointed to represent all of them, one of the applicants who is a national or resident of a PCT Contracting State may be appointed by the other applicants as their common representative. If this is not done, the applicant first named in the request who is entitled to file an international application with the receiving Office concerned will automatically be considered to be the common representative.

**Manner of Appointment of Agent or Common Representative** (Rules 90.4 and 90.5 and Section 106): Any such appointment may be made by designating the agent(s) or the common representative in the request or in one or more separate powers of attorney. Each applicant must sign either the request or a separate power of attorney. Where the international application is filed with reference to a general power of attorney, a copy thereof must be attached to the request. Any applicant who did not sign the general power of attorney must sign either the request or a separate power of attorney.

**Address for Correspondence** (Rule 4.4(d) and Section 108): Where an agent is appointed, any correspondence intended for the applicant will be sent to the address indicated for that agent (or for the first-mentioned agent, if more than one is appointed). Where one of two or more applicants is appointed as common representative, the address indicated for that applicant in Box No. IV will be used.

Where no agent or common representative is appointed, any correspondence will be sent to the address, indicated in Box No. II or III, of the applicant (if only one person is named as applicant) or of the applicant who is considered to be common representative (if there are two or more persons named as applicants). However, if the applicant wishes correspondence to be sent to a different address in such a case, that address may be indicated in Box No. IV instead of the designation of an agent or common representative. In this case, and only in this case, the last check-box of Box No. IV must be marked (that is, the last check-box must not be marked if either of the check-boxes "agent" or "common representative" in Box No. IV has been marked).

#### BOX No. V

**Designation of States** (Rules 4.1(a)(iv) and 4.9(a)): The Contracting States in which protection is desired must be designated under Rule 4.9(a) in the request by marking the applicable check-boxes. At least one check-box effecting a specific designation must be marked. *While the general rule is that designations cannot be added after the filing of the international application, it is possible and usual to make a precautionary designation under Rule 4.9(b) covering all other designations which would, as at the international filing date, be permitted under the PCT—see below: Precautionary Designation of States Subject to Confirmation.*

Where regional (ARIPO, European and/or OAPI) patents are desired, only one PCT designation fee must be paid for each regional designation made, independently of how many States are covered by each such designation.

**ARIPO Patent (AP):** The designation of Contracting States of the Harare Protocol and of the PCT can be made for either a national or an ARIPO patent, or both a national and an ARIPO patent.

**European Patent (EP):** Note that **Belgium, France, Greece, Ireland, Italy and Monaco** can only be designated for the purposes of a European patent and not for the purposes of a national patent. All other PCT Contracting States which are also party to the European Patent Convention can be designated either for a national or a European patent, or both a national and a European patent.

If an ARIPO or a European patent is desired for only some of the Contracting States of the Harare Protocol or the European Patent Convention, respectively, the names of those States for which a regional patent is not desired may be deleted by striking them out. However, it is recommended that the applicant always designate for the purposes of a regional patent all PCT Contracting States which are party to the Protocol or the Convention, respectively. A decision to proceed with only some of those designations need not be made until entry into the regional phase, at which stage the corresponding regional designation fees must be paid.

Where any of the States party to the Harare Protocol or the European Patent Convention and the PCT is designated twice, namely *both* for the purposes of an ARIPO or a European patent *and* for the purposes of national protection, the applicant must pay one designation fee in respect of the regional patent and as many designation fees as there are national patents or other titles of protection sought (Rule 15.1(ii) and Section 210).

**OAPI Patent (OA):** The designation of States members of OAPI and party to the PCT can only be made for the purposes of an OAPI patent (no national protection is available); furthermore, it is not possible to designate only some of them.

**Choice of Certain Kinds of Protection or Treatment** (Rules 4.12 to 4.14 and Section 202): Where, in any country where it is possible, a national title other than a patent is desired, write after the name of that country on the dotted line the name



of the title; that is, “petty patent” (available in Australia), “provisional patent” (available in Armenia, Kazakhstan, Kyrgyzstan, Uzbekistan), “utility model” (available in Armenia, Austria, Brazil, Bulgaria, China, the Czech Republic, Denmark, Finland, Georgia, Germany, Hungary, Japan, Kazakhstan, Kenya, Kyrgyzstan, Poland, Portugal, the Republic of Korea, the Republic of Moldova, the Russian Federation, Slovakia, Spain, Tajikistan, Uzbekistan, Viet Nam, OAPI), “utility certificate” (available in Trinidad and Tobago) or “inventor’s certificate” (available in the Democratic People’s Republic of Korea). Where, in Austria, the Czech Republic, Denmark, Finland, Germany or Slovakia (the only countries in which this possibility exists), in addition to a patent, a utility model is also desired, write after the name of that country “and utility model”.

Where, in respect of any country where it is possible, it is desired that the international application be treated as an application for a certain title “of addition” or as an application for a “continuation” or a “continuation-in-part”, write after the name of that country the appropriate words; that is, “patent of addition” (available in Australia, Austria, Georgia, Germany, Malawi, New Zealand, Slovenia, Spain), “certificate of addition” (available in Luxembourg, OAPI), “continuation” or “continuation-in-part” (both available in the United States of America). If any of these indications is used, also indicate in the “Supplemental Box” the State for which such treatment is desired, the number of the parent title or parent application, and the date of grant of the parent title or the date of filing of the parent application, as the case may be (see item 1(v) in that Box).

If, in Box No. V, the check-boxes for making designations are marked with consecutive Arabic numerals, those indications will be taken to express the applicant’s *choice of the order of the designations*; if another form of marking is used, the order will be taken as that in which the marked check-boxes appear on the form. This order will only have any significance if the amount received for the designation fees is insufficient to cover all the designations and remains insufficient after the applicant has been invited to pay the balance due; in that case, the amount received will be applied in payment of the fees for the designations following the said order (Rule 16 bis.1(c) and Section 321).

For the designation, for the purposes of a national patent, of a State which has become party to the PCT after the date appearing on the bottom of the second sheet of the request form, the name of the State, preferably preceded by the two-letter country code, must be given together with an indication, where applicable, whether a special kind of protection or treatment is desired.

**Precautionary Designation of States Subject to Confirmation** (Rules 4.9(b) and (c) and 15.5): For the applicant’s safeguard, the lower part of Box No. V contains a statement indicating the applicant’s wish to make, in addition to the specific designations made by marking the check-boxes in the upper part of Box No. V (at least one such designation must be made), a precautionary designation of all other PCT Contracting States which are not specifically designated.

If the applicant does not wish to avail himself of this safeguard and does not want to make any such precautionary designations, the statement must be crossed out.

If the applicant wishes to expressly exclude a certain State from such precautionary designation so that the international application does not have any effect in that State, the name or two-letter country code of that State should be indicated in the space provided. In no other case is it necessary to make use of this possibility.

If, after filing the international application, the applicant notices that there are any omissions and/or mistakes among the

specific designations made, it will be possible to rectify the situation by confirming the precautionary designations concerned. The confirmation of any precautionary designation is possible before the expiration of 15 months from the (earliest) priority date indicated in Box No. VI or, where no priority is claimed, the international filing date. To effect such confirmation, the applicant must file with the receiving Office a written notice specifying the name of each State the designation of which is confirmed (with, where applicable, an indication of the kind of treatment or protection desired) and pay to the receiving Office, for each such designation, a designation fee (even where ten designation fees have already been paid) together with a confirmation fee corresponding to 50% of the designation fee.

The receiving Office will not send to the applicant any reminder or invitation to confirm precautionary designations.

If no precautionary designation is to be confirmed, no action is required by the applicant, and the precautionary designations will then be automatically regarded as withdrawn by the applicant at the expiration of 15 months from the priority date.

## BOX No. VI

**Priority Claim** (Rule 4.10): If the priority of an earlier application is claimed, the declaration containing the priority claim must be made in the request.

The request must indicate the *country* in which the earlier application from which priority is claimed was filed (or, where the earlier application is a regional or an international application, at least one country for which it was filed), the *date* on which it was filed and the *number* it was assigned. If the country and the date are not indicated, the priority claim will, for the purposes of the procedure under the Treaty, be considered not to have been made.

If the earlier application is a regional or an international application, the Office with which that application was filed must also be indicated.

If the application number of the earlier application is not indicated in the request but is furnished by the applicant to the receiving Office or to the International Bureau prior to the expiration of the 16th month from the priority date, it is considered by all designated States to have been furnished in time.

**Certified Copy of Earlier Application (Priority Document)** (Rule 17.1): The priority document must be submitted to the receiving Office or to the International Bureau before the expiration of 16 months from the priority date or, where an early start of the national phase is requested, not later than at the time such request is made.

Where the priority document is issued by the receiving Office, the applicant may, instead of submitting the priority document, request the receiving Office to prepare and transmit the priority document to the International Bureau. Such request may be made by marking the applicable check-box and by identifying the document. *Attention:* where such a request is made, the applicant must pay to the receiving Office the applicable *fee for priority document*, otherwise, the request will be considered not to have been made.

**Dates** (Section 110): Dates must be indicated by the Arabic number of the day, the name of the month and the Arabic number of the year—in that order; after, below or above such indication, the date should be repeated in parentheses, using two-digit Arabic numerals for each of the number of the day, the number of the month and the last two numbers of the year, in that order and separated by periods, e.g., “05 March 1992 (05.03.92)”.

**BOX No. VII**

**Choice of International Searching Authority** (Rules 4.1(b)(vi) and 4.14*bis*): If there is more than one competent International Searching Authority (ISA) for carrying out the international search in relation to the international application—depending on the language in which that application is filed and the receiving Office with which it is filed—the name of the competent Authority chosen by the applicant must be indicated in the space provided, either by its full name or two-letter code.

**Earlier Search** (Rules 4.11 and 41.1): The earlier search, if any, must be identified in such a manner that the ISA can retrieve the results easily. Where those results can be used, the ISA may refund the international search fee or a portion thereof.

**BOX No. VIII**

The number of sheets of the various parts of the international application must be given in the check list in Arabic numerals and the applicable check-boxes must be marked.

**Check-box No. 6: Separate Indications Concerning Deposited Microorganisms** (Rule 13*bis* and Section 209): Mark this check-box where a filled-in Form PCT/RO/134 or any separate sheet containing indications concerning deposited microorganisms is filed with the international application. This is not the case if Japan is designated; in that case, Form PCT/RO/134 or any other sheet containing the said indications must be included as one of the sheets of the description.

**Check-box No. 7: Nucleotide and/or Amino Acid Sequence Listing** (Rule 5.2): Where the description of the international application contains disclosure of a nucleotide and/or amino acid sequence, and a copy of the sequence listing is required in machine readable form by the ISA, the applicant may furnish the listing in machine readable form to the receiving Office with the international application. If this is the case, check-box No. 7 must be marked.

**BOX No. IX**

**Signature** (Rules 4.1(d), 4.15 and 90): The signature must be that of the applicant (if there are several applicants, all must sign); however, the signature may be that of the agent where a separate power of attorney appointing the agent, or a copy of a general power of attorney already in the possession of the receiving Office is furnished. If the power is not attached to the request, the receiving Office will invite the applicant to furnish it subsequently.

If the United States of America is designated and an inventor/applicant for that State refused to sign the request or could not be found or reached after diligent effort, a statement explaining the lack of signature may be furnished. It should be noted that this applies only where there are two or more applicants and the international application has been signed by the other

applicant(s). The statement must satisfy the receiving Office. If such a statement is filed with the international application, check-box No. 3 in Box No. VIII should be marked.

**SUPPLEMENTAL BOX**

The cases in which the Supplemental Box may be used and the manner of making indications in it are explained at the top of that Box.

**Statement Concerning Non-Prejudicial Disclosures or Exceptions to Lack of Novelty:** Such a statement, unless contained in the description, may be given in this Box. It should comply with the national law applicable by the designated Office to which the statement is addressed.

**GENERAL REMARKS**

**Language of Correspondence** (Rule 92.2 and Section 104): Any letter from the applicant to the receiving Office must be in the same language as the international application to which it relates; however, the receiving office may authorize the use of another language.

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.

Any letter from the applicant to the ISA or the International Preliminary Examining Authority (IPEA) must be in the same language as the international application to which it relates if this language is Chinese, English, French, German, Japanese, Russian or Spanish; otherwise, it must be in English. However, the ISA or the IPEA may authorize the use of another language.

**Arrangement of Elements and Numbering of Sheets of the International Application** (Rule 11.7 and Section 207): The elements of the international application must be placed in the following order: the request, the description, the claim(s), the abstract, the drawings (if any). All sheets constituting the international application must be numbered in consecutive Arabic numerals with three separate series of numbers: the first applying to the request, the second applying to the part consisting of the description, the claim(s) and the abstract, and the third applying to the drawings. The numbers must be placed at the top or bottom of the sheet, in the middle, but not in the margin which must remain blank. The number of each sheet of the drawings must consist of two Arabic numerals separated by an oblique stroke, the first being the sheet number and the second being the total number of sheets of drawings (for example, 1/3, 2/3, 3/3).

**Indication of the Applicant's or Agent's File Reference on the Sheets of the Description, Claim(s), Abstract and Drawings (if any)** (Rule 11.6(f)): The file reference indicated on the request may also be indicated in the left-hand corner of the top margin, within 1.5 cm from the top of any sheet of the international application.

# PCT

## FEE CALCULATION SHEET

### Annex to the Request

For receiving Office use only

International application No.

Date stamp of the receiving Office

Applicant's or agent's  
file reference

Applicant

#### CALCULATION OF PRESCRIBED FEES

1. TRANSMITTAL FEE . . . . .  T

2. SEARCH FEE . . . . .  S

International search to be carried out by \_\_\_\_\_  
(If two or more International Searching Authorities are competent in relation to the international application, indicate the name of the Authority which is chosen to carry out the international search.)

3. INTERNATIONAL FEE

#### Basic Fee

The international application contains \_\_\_\_\_ sheets.

first 30 sheets . . . . .  b<sub>1</sub>

\_\_\_\_\_ x \_\_\_\_\_ =  b<sub>2</sub>

remaining sheets      additional amount

Add amounts entered at b<sub>1</sub> and b<sub>2</sub>  
and enter total at B . . . . .  B

#### Designation Fee

\_\_\_\_\_ x \_\_\_\_\_ =  D

number of designations      amount of designation fee

(If that total exceeds the figure which corresponds to the amount of the designation fee multiplied by ten, enter the latter figure in box D.)

Add amounts entered at B and D and enter total at I . . . . .  I

4. FEE FOR PRIORITY DOCUMENT . . . . .  P

5. TOTAL FEES PAYABLE

Add amounts entered at T, S, I and P,  
and enter total in the TOTAL box . . . . .

**TOTAL**

The designation fee is not paid at this time.

#### MODE OF PAYMENT

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> authorization to charge deposit account (see below) | <input type="checkbox"/> bank draft     | <input type="checkbox"/> coupons          |
| <input type="checkbox"/> cheque  | <input type="checkbox"/> cash           | <input type="checkbox"/> other (specify): |
| <input type="checkbox"/> postal money order                                  | <input type="checkbox"/> revenue stamps |   |

#### DEPOSIT ACCOUNT AUTHORIZATION (this mode of payment may not be available at all receiving Offices)

- The RO/ \_\_\_\_\_  is hereby authorized to charge the total fees indicated above to my deposit account.
- is hereby authorized to charge any deficiency or credit any overpayment in the total fees indicated above to my deposit account.
- is hereby authorized to charge the fee for preparation and transmittal of the priority document to the International Bureau of WIPO to my deposit account.

Deposit Account Number

Date (day/month/year)

Signature

## NOTES TO THE FEE CALCULATION SHEET (ANNEX TO FORM PCT/RO/101)

The purpose of the fee calculation sheet is to help the applicant to identify the prescribed fees and to calculate the amounts to be paid. It is strongly recommended that the applicant complete the sheet by entering the appropriate amounts in the boxes provided and submit the fee calculation sheet at the time of filing of the international application. This will help the receiving Office to verify the calculations and to identify any error in them.

Information about the applicable fees payable can be obtained from the receiving Office. The amounts of the international and search fees may change due to currency fluctuations. Applicants are advised to check what are the latest applicable amounts. All fees, except in some cases the designation fee, must be paid within one month from the date of receipt of the international application. See below for further details concerning the possibility of later payment of the designation fee.

### CALCULATION OF PRESCRIBED FEES

**Box T: Transmittal Fee** for the benefit of the receiving Office (Rule 14.1): The amount and the due date of the transmittal fee, if any, are fixed by the receiving Office. Information about this fee is contained in Annex C of Volume I of the PCT Applicant's Guide.

**Box S: Search Fee** for the benefit of the International Searching Authority (ISA) (Rule 16.1): The amount of the search fee is fixed by the ISA. It must be paid within one month from the date of receipt of the international application by the receiving Office. Information about this fee is contained in Annex D of Volume I of the PCT Applicant's Guide.

Where two or more ISAs are competent, the applicant must indicate his choice in the space provided for this purpose and pay the amount of the international search fee fixed by the ISA chosen. Information on the competent ISA and whether the applicant has a choice between two or more ISAs is contained in Annex C of Volume I of the PCT Applicant's Guide.

**Box I: International Fee** for the benefit of the International Bureau (Rule 15): The international fee consists of a basic fee and as many designation fees as there are specific designations under Rule 4.9(a) in Box No. V (DESIGNATION OF STATES) of the request. The amounts of the basic fee and of the designation fee are as set out in Swiss Francs in the Schedule of Fees and the applicable amounts of those fees in other currencies are as published in the PCT Gazette (Rule 15.2). Information about those fees is also contained in Annex C of Volume I of the PCT Applicant's Guide.

**Box B: Basic Fee.** The amount of the basic fee depends on the total number of sheets of the international application, which appears under "Total" in Box No. VIII (CHECK LIST) of the request. The basic fee must be paid within one month from the date of receipt of the international application by the receiving Office.

**Box D: Designation Fees.** The number of designation fees due corresponds to the number of check-boxes marked in Box No. V of the request.

The number of designation fees which are due is the same as the number of national patents and regional patents in respect of which specific designations under Rule 4.9(a) are made. Only one designation fee is due for the designation "EP" or the designation "OA", irrespective of the number of States for which a European patent or an OAPI patent, respectively, is sought.

Where any States are designated twice (once for the purposes of a European patent and once for the purposes of national protection), the applicant must pay one designation fee in respect of the European patent and a further designation fee in

respect of each national patent or other title of protection sought (Rule 15.1(ii) and Section 210).

**Any designation, in excess of ten designations for which the fee is due, is free of charge.** Therefore, the maximum amount to be indicated in box D is ten times the amount of the designation fee. If, for example, 15 national patents and two regional patents (a European patent and an OAPI patent) are sought (totalling 17 designations), the figure to be indicated in box D is ten times the amount of the designation fee.

The designation fees must be paid within one month from the date of receipt of the international application by the receiving Office or 12 months from the priority date, whichever time limit expires later.

**Box P: Fee for Priority Document** (Rule 17.1(b)): Where the applicant has requested, by marking the applicable check-box in Box No. VI of the request, that the receiving Office prepare and transmit to the International Bureau a certified copy of the earlier application the priority of which is claimed, the amount of the fee prescribed by the receiving Office for such service may be entered (for information, see Annex C of the PCT Applicant's Guide).

If that fee is not paid at the latest before the expiration of 16 months from the priority date, the receiving Office may consider the request under Rule 17.1(b) as not having been made.

**Total Box:** The total of the amounts entered in boxes T, S, I and P should be entered in this box. If the applicant so wishes, the currency in which the fees are paid may be indicated next to or in the total box.

**Later payment of designations fees:** Where the time limit of 12 months from the priority date expires later than one month from the date of receipt of the international application by the receiving Office, and the applicant wishes to delay the payment of the designation fees, it is recommended that the corresponding check-box be marked.

### MODE OF PAYMENT

In order to help the receiving Office identify the mode of payment of the prescribed fees, it is recommended that the applicable check-box(es) be marked.

### AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

The receiving Office will not charge fees to deposit accounts unless the deposit account authorization is signed and indicates the deposit account number.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### Swaziland

On 20 June 1994, **Swaziland** deposited its instrument of accession to the PCT. Swaziland will become the 73rd Contracting State of the PCT on 20 September 1994.

Consequently, in any international application filed on or after 20 September 1994, Swaziland (country code: SZ) may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from 20 September 1994, nationals and residents of Swaziland are entitled to file international applications under the PCT.

[Updating of PCT Gazette No. 01/1994, Annex A, page 5]

#### FEES PAYABLE UNDER THE PCT

##### Japan

The **Japanese Patent Office** has notified new amounts of fees in **Yen (JPY)**, payable to it as receiving Office, as specified below:

Transmittal fee:	JPY 18,000
Fee for priority document:	JPY 1,500

[Updating of PCT Gazette No. 01/1994, Annex C(JP), page 139]

#### RECEIVING OFFICES

##### Russian Federation

The **Russian Patent Office** has notified the International Bureau of modifications in its requirements as to the language in which international applications may be filed and the competent International Searching and Preliminary Examining Authorities for international applications filed with it as receiving Office, as follows:

Language in which international applications may be filed:	Russian or English
Competent International Searching Authority:	Russian Patent Office for international applications filed in Russian or English, or European Patent Office for international applications filed in English
Competent International Preliminary Examining Authority:	Russian Patent Office, or European Patent Office for international applications for which the European Patent Office has established the international search report.

[Updating of PCT Gazette No. 01/1994, Annex C(RU), page 154]

**INTERNATIONAL SEARCHING AUTHORITIES  
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

**Agreement between the Chinese Patent Office and  
the World Intellectual Property Organization<sup>1</sup>**

**Amendment to Annex A**

The **Chinese Patent Office** has notified the International Bureau, pursuant to Article 11(3) of the Agreement, of an amendment to Annex A of the Agreement. The amended Annex reads as follows:

**“ANNEX A**

**STATES AND LANGUAGES**

Under Article 3 of the Agreement, the Authority

- (i) shall act for the following States:  
China, Kenya,  
any developing country that the Authority will specify;
- (ii) specifies the following languages:  
Chinese,  
English.”

**INFORMATION ON CONTRACTING STATES  
AND INTERGOVERNMENTAL ORGANIZATIONS  
RECEIVING OFFICES  
DESIGNATED (OR ELECTED) OFFICES**

**Kenya, Madagascar, Slovenia, Trinidad and Tobago, African Regional Industrial Property Organization**

General information on **Kenya, Madagascar, Slovenia, Trinidad and Tobago** as Contracting States, and on the African Regional Industrial Property Organization (**ARIPO**) as intergovernmental organization, as well as information on the requirements of the **Kenya Industrial Property Office**, the **Industrial Property Office of Slovenia**, the **Intellectual Property Registry of Trinidad and Tobago** and **ARIPO** as receiving Offices and designated (or elected) Offices is given in “Annex B1(KE)”, “Annex C(KE)”, “Summary (KE)”, “Annex B1(MG)”, “Annex B1(SI)”, “Annex C(SI)”, “Summary (SI)”, “Annex B1(TT)”, “Annex C(TT)”, “Summary (TT)”, “Annex B2(AP)”, “Annex C(AP)” and “Summary (AP)” which are published in the special issue of the PCT Gazette No. 16/1994 on the same date as this PCT Gazette.

**EXTENSION OF EUROPEAN PATENTS  
TO LITHUANIA AND SLOVENIA**

Lithuania and Slovenia have recently concluded agreements with the European Patent Organisation on the extension of the effects of European patent applications and patents to these States. The agreements entered into force on 5 July 1994 and 1 March 1994, respectively. Under these agreements, it is possible to obtain patent protection in Lithuania and Slovenia by requesting the extension of a European patent to either of these States. The extension procedure is also available, if the necessary requirements are met, via the PCT.

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<sup>1</sup> Published in PCT Gazette No. 27/1992, pages 12618 to 12623, and No. 12/1994, page 7911.

Note that neither Lithuania nor Slovenia (country codes LT and SI) are party to the European Patent Convention (EPC) and cannot themselves be designated for a European patent (EP). If protection is desired in Lithuania or Slovenia via the PCT, Lithuania or Slovenia must be designated for the purposes of a national patent, even where protection through the extension of a European patent is desired.

Where an international application contains not only a designation of Lithuania or Slovenia for a national patent but also a designation for a European patent of any EPC Contracting State, a request for extension of the European patent is automatically deemed to have been made (no special indication concerning the extension should be made in the PCT request). The applicant must then, within 21 months (Chapter I) or 31 months (Chapter II) from the priority date, enter the regional phase before the European Patent Office (EPO) and pay to the EPO the European extension fee for the extension of the European patent to Lithuania or Slovenia. The request for extension will be considered withdrawn if, upon entry into the regional phase before the EPO, the European extension fee is not paid within the applicable time limit.

Upon completion of the European procedure, the EPO will transmit the European patent, if granted, to the national Patent Office of the corresponding country. That patent will have the effect of a national patent granted by the national Patent Office, provided that, within three months from the publication by the EPO of the mention of grant of the European patent, a translation of the claims into Lithuanian or Slovenian is filed with, and the prescribed publication fee is paid to, the national Patent Office. Renewal fees for the extended European patent will have to be paid to the national Patent Office for the years following the year in which the mention of the grant of the European patent was published by the EPO.

The option of entering the national phase directly before the national Patent Office within 21 or 31 months from the priority date, instead of proceeding with a request for the extension of a European patent to Lithuania or Slovenia, is also available for any international application containing the designation of Lithuania or Slovenia.

### **Announcement on the Protection of Industrial Property in Estonia**

The present situation of industrial property protection in Estonia is summarized below.

#### **I. Legislation**

- (1) The Trademark Law of August 27, 1992, entered into force on October 1, 1992.
- (2) The Patent Law of March 16, 1994, entered into force on May 23, 1994.
- (3) The Utility Model Law of March 16, 1994, entered into force on May 23, 1994.

#### **II. Applications for the Registration of Trademarks, Patents for Inventions and Patents for Utility Models with the Estonian Patent Office**

(4) Since October 1, 1992, it has been possible to file applications for the registration of trademarks with the Estonian Patent Office.

(5) Since May 23, 1994, it has been possible to file applications for patents for inventions or for utility models with the Estonian Patent Office.

(6) Where an application for a patent for invention is filed within six months from the entry into force of the Patent Law, i.e., within the period from May 23 to November 23, 1994, the priority of such application may be based on the regular first application, including an international application filed under the PCT, provided that:

- (i) the first application was filed on or after August 20, 1990, and
- (ii) the first application was filed in or for a State party to the Paris Convention for the Protection of Industrial Property.

### III. Application of International Treaties

(7) On November 5, 1993, Estonia deposited its instrument of accession to the Convention Establishing the World Intellectual Property Organization.

The said Convention entered into force, with respect to Estonia, on February 5, 1994.

(8) On May 24, 1994, Estonia deposited its instruments of accession to the Paris Convention for the Protection of Industrial Property and to the Patent Cooperation Treaty (PCT).

The said treaties will enter into force, with respect to Estonia, on August 24, 1994.

### IV. Procedural Provisions

(9) If an applicant does not have his ordinary residence or principal place of business in Estonia, he must authorize a registered patent attorney in Estonia to represent him.

(10) Information on patent attorneys and Office fees can be obtained from the Estonian Patent Office.

### V. Address of the Patent Office

Estonian Patent Office  
Toompuiestee 7  
EE 0100 Tallinn  
Estonia

Tel.: (3722) 45 13 42  
Fax: (3722) 45 13 42.



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### FEES PAYABLE UNDER THE PCT

##### Canada

Pursuant to PCT Rule 15.2(d), new amounts of fees in **Canadian Dollars (CAD)**, as specified below, have been established. The new amounts are applicable as from October 18, 1994.

Basic fee:	CAD 792
Supplement per sheet over 30:	CAD 16
Designation fee:	CAD 192

[Updating of PCT Gazette No. 16/1994, Annex C(CA), page 10381]

##### United States of America

Pursuant to PCT Rule 16.1(d), a new amount in **US Dollars (USD)**, as specified 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, 1994.

Search fee(international search by the European Patent Office):	USD 1,537
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[Updating of PCT Gazette No. 16/1994, Annex D(EP), page 10432]

#### RECEIVING OFFICES

##### Kenya

The **Kenya Industrial Property Office** has notified the International Bureau of a modification in its requirements as to the competent International Searching and Preliminary Examining Authorities for international applications filed with it as receiving Office, as follows:

Competent International Searching Authority:	Australian Patent Office, Chinese Patent Office or European Patent Office
Competent International Preliminary Examining Authority:	Australian Patent Office, Chinese Patent Office or European Patent Office for international applications for which the European Patent Office has established the international search report

[Updating of PCT Gazette No. 16/1994, Annex C(KE), page 10400]

**SECTION IV**  
**NOTICES AND INFORMATION OF A GENERAL  
 CHARACTER**

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**INTERNATIONAL SEARCHING AUTHORITIES  
 INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES**

**Agreement between the Government of Australia and  
 the World Intellectual Property Organization<sup>1</sup>**

**Amendment to Annex C**

The **Australian Patent Office** has notified the International Bureau, in accordance with Article 11(3)(ii) of the Agreement, of amendments to Annex C of the Agreement. The new amounts of fees are applicable as from October 1, 1994. The amended Annex reads as follows:

“ANNEX C

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

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

<b>Kind of fee or charge</b>	<b>Amount</b> Australian Dollars
Search fee (Rule 16.1(a)):	800
Additional fee (Rule 40.2(a)):	800
Preliminary examination fee (Rule 58.1(b)):	450
Additional fee (Rule 68.3(a)):	450
Fee for copies (Rules 44.3(b) and 71.2(b)):	15 per document

**Part II: [No change]”**

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<sup>1</sup> Published in PCT Gazette No. 26/1987, pages 4551 to 4556, No. 13/1988, page 2839, No. 12/1989, page 3164, No. 03/1990, page 669, No. 09/1991, page 3500, No. 13/1992, page 6468, No. 25/1992, page 11299, and No. 15/1993, page 8191.

**INTERNATIONAL SEARCHING AUTHORITIES  
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES (Cont'd)**

**Agreement between the Chinese Patent Office and  
the World Intellectual Property Organization<sup>2</sup>**

**Amendment to Annex A**

The **Chinese Patent Office** has notified the International Bureau, in accordance with Article 11(3)(i) of the Agreement, of an amendment to Annex A of the Agreement. The amended Annex reads as follows:

“ANNEX A

STATES AND LANGUAGES

Under Article 3 of the Agreement, the Authority

- (i) shall act for the following States:  
China, Kenya, Liberia,  
any developing country that the Authority will specify;
- (ii) specifies the following languages:  
Chinese,  
English.”

**Agreement between the United States Patent and Trademark Office and  
the World Intellectual Property Organization<sup>3</sup>**

**Amendment to Annex C**

The United States Patent and Trademark Office (USPTO) has notified the International Bureau, in accordance with Article 11(3)(ii) of the Agreement, of amendments to Annex C of the Agreement. The new amounts of fees are applicable as from October 1, 1994. The amended Annex reads as follows:

“ANNEX C

FEEES AND CHARGES FOR INTERNATIONAL SEARCH  
AND PRELIMINARY EXAMINATION

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

Kind of fee or charge	Amount US Dollar
Search fee (Rule 16.1(a))	
(i) where no corresponding prior United States national application with basic filing fee has been filed .....	640

<sup>2</sup> Published in PCT Gazette No. 27/1992, pages 12618 to 12623, No. 12/1994, page 7911 and No. 17/1994, page 11228.

<sup>3</sup> Published in PCT Gazette No. 26/1987, pages 4583 to 4589, No. 08/1989, pages 2023 and 2024, No. 29/1991, pages 12868 and 12869, and No. 25/1992, page 11300.

Kind of fee or charge (cont'd)	Amount US Dollar
(ii) where a corresponding prior United States national application with basic filing fee has been filed .....	420
Supplemental search fee (Rule 40.2(a)), per additional invention .....	180
Preparation of an international-type search report in a United States national application .....	40
Preliminary examination fee (Rule 58.1(b))	
(i) where an international search fee has been paid on the international application for the benefit of the United States Patent and Trademark Office as an International Searching Authority .....	460
(ii) where the International Searching Authority for the international application was an authority other than the United States Patent and Trademark Office .....	690
Additional preliminary examination fee (Rule 68.3(a))	
(i) where a supplemental search fee has been paid on the international application to the United States Patent and Trademark Office as an International Searching Authority, per additional invention .....	140
(ii) where the International Searching Authority for the international application was an authority other than the United States Patent and Trademark Office, per additional invention ....	240
Cost of copies (Rule 94.1), per document .....	25

**Part II:** [No change].

## FEES PAYABLE UNDER THE PCT

### Australia

The **Australian Patent Office** has notified new amounts of fees in **Australian Dollars (AUD)**, as specified below. The new amounts are applicable as from October 1, 1994.

Transmittal fee:	AUD 100
Search fee:	AUD 800
Additional search fee:	AUD 800
Preliminary examination fee:	AUD 450
Additional preliminary examination fee:	AUD 450
National fee:	
Filing fee for patent:	AUD 280
Additional fee for each sheet (including drawings) in excess of 30:	AUD 12
Filing fee for petty patent:	AUD 280

[Updating of PCT Gazette No. 16/1994, Annex C(AU), page 10376, Annex D(AU), page 10430, Annex E(AU), page 10440, and Summary (AU), page 10463]

**FEES PAYABLE UNDER THE PCT (cont'd)****China**

The **Chinese Patent Office** has notified new amounts of fees in **Yuan Reminbi (CNY)**, as specified below. The new amounts are applicable as from September 1, 1994.

## National fee:

## For patent:

Application fee:	CNY	490
Fee for priority claims, per claim:	CNY	80
Maintenance fee:	CNY	300
Examination fee:	CNY	1,200

## For utility model:

Application fee:	CNY	300
Fee for priority claims, per claim:	CNY	80

[Updating of PCT Gazette No. 16/1994, Summary (CN), page 10470]

**United States of America**

The **United States Patent and Trademark Office (USPTO)** has notified new amounts of fees in **US Dollars (USD)**, as specified below. The new amounts are applicable as from October 1, 1994.

Transmittal fee:	USD	210
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## Search fee:

– where no corresponding prior United States national application with basic national fee has been filed:	USD	640
– where a corresponding prior United States national application with basic national fee has been filed:	USD	420

Additional search fee:	USD	180
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## Preliminary examination fee:

– where an international search fee has been paid on the international application for the benefit of the USPTO as an International Searching Authority:	USD	460
– where the International Searching Authority for the international application was an authority other than the USPTO:	USD	690

## Additional preliminary examination fee:

– where a supplemental search fee has been paid on the international application to the USPTO as an International Searching Authority:	[No change]
– where the International Searching Authority for the international application was an authority other than the USPTO:	USD 240

Fee for copies	USD	25 per document
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**FEES PAYABLE UNDER THE PCT (cont'd)**

Basic national fee (amounts in parentheses are applicable in case of filing by a “small entity”):

- where an international preliminary examination fee has been paid on the international application to the USPTO:
USD 660 (330)
- where no international preliminary examination fee has been paid on the international application to the USPTO, but an international search fee has been paid for an international search by the USPTO:
USD 730 (365)
- where no international preliminary examination fee has been paid to and no international search report has been prepared by the USPTO:
USD 980 (490)
- where a search report on the international application has been prepared by the European Patent Office or the Japanese Patent Office:
USD 850 (425)
- where the international preliminary examination report prepared by the USPTO states that the criteria of novelty, inventive step (non-obviousness), and industrial applicability, as defined in PCT Article 33(1) to (4), have been satisfied for all the claims presented in the application entering the national phase:
USD 92 (46)
- Additional fee for each claim in independent form in excess of 3:
USD 76 (38)
- Additional fee for each claim, independent or dependent, in excess of 20:
[No change]
- In addition, if the application contains a multiple dependent claim(s), per application:
USD 240 (120)
- Surcharge for filing oath or declaration after the expiration of the time limit applicable under PCT Article 22 or 39(1):
[No change]
- Processing fee for filing English language translation after the expiration of the time limit applicable under PCT Article 22 or 39(1):
[No change]

[Updating of PCT Gazette No. 16/1994, Annex C(US), page 10426, Annex D(US), page 10438, Annex E(US), page 10447, and Summary (US), pages 10515 and 10516]

**FEES PAYABLE UNDER THE PCT (cont'd)****Republic of Korea**

Pursuant to PCT Rule 15.2(d), new amounts in **Won (KRW)**, as specified below, have been established. The new amounts are applicable as from October 1, 1994.

Basic fee:	KRW	505,000
Supplement fee per sheet over 30:	KRW	10,000
Designation fee:	KRW	123,000

[Updating of PCT Gazette No. 16/1994, Annex C(KR), page 10403]

**New Zealand, Republic of Korea, International Bureau**

Pursuant to PCT Rule 16.1(d), new amounts in **New Zealand Dollars (NZD)**, **Won (KRW)**, **Swiss Francs (CHF)** and **US Dollars (USD)**, as specified below, have been established for the search fee for an international search by the Australian Patent Office and by the United States Patent and Trademark Office (USPTO). The new amounts are applicable as from October 1, 1994.

Search fee (international search by the Australian Patent Office):	NZD 990	KRW 516,000	CHF 778	USD 592
Search fee (international search by the USPTO):		CHF 840 (550)		

The amount in parentheses is payable when a corresponding prior US national application has been filed and the basic filing fee paid.

[Updating of PCT Gazette No. 16/1994, Annex D(AU), page 10430, and Annex D(US), page 10438]

**FEES PAYABLE UNDER THE PCT (cont'd)****European Patent Organisation**

The European Patent Office has notified new equivalent amounts in Pounds Sterling (GBP), French Francs (FRF), Swedish Kroner (SEK), Belgian/Luxembourg Francs (BEF/LUF), Pesetas (ESP), Greek Drachma (GRD) and Portuguese Escudos (PTE) of fees payable to it, as specified in the revised table below. The new amounts are applicable as from October 5, 1994.

	DEM	GBP	FRF	CHF	NLG	SEK	BEF LUF	ITL	ATS	ESP	GRD	DKK	PTE	IEP
Transmittal fee:	200	83	700	170	230	1,000	4,200	204,000	1,430	16,800	30,800	800	20,800	85
Fee for priority document PCT Rule 17.1(b):	60	25	210	50	70	300	1,300	61,000	430	5,000	9,200	240	6,300	25
Search fee (for an international search):	2,400	1,000	8,350	2,060	2,740	11,940	50,300	2,449,000	17,140	201,700	369,200	9,600	250,000	1,017
Preliminary examination fee:	3,000	1,250	10,430	2,580	3,430	14,930	62,900	3,061,000	21,430	-	-	12,000	312,500	1,271
Protest fee:	2,000	833	6,960	1,720	2,290	9,950	41,900	2,041,000	14,290	168,100	307,700	8,000	208,300	848
Fee for copies (per A4 page):	1.30	0.50	4.50	1.10	1.50	6.50	25	1,300	9.30	110	200	5.20	135	0.60
National fee:	600	250	2,090	520	690	2,990	12,600	612,000	4,290	50,400	92,300	2,400	62,500	254
Search fee (for a European patent):	1,900	792	6,610	1,630	2,170	9,450	39,800	1,939,000	13,570	159,700	292,300	7,600	197,900	805
European designation fee:	350	146	1,220	300	400	1,740	7,300	357,000	2,500	29,400	53,800	1,400	36,500	148
Claims fee:	80	33	280	70	90	400	1,700	82,000	570	6,700	12,300	320	8,300	34
Examination fee:	2,800	1,167	9,740	2,400	3,200	13,930	58,700	2,857,000	20,000	235,300	430,800	11,200	291,700	1,186
Renewal fee for the third year:	750	313	2,610	640	860	3,730	15,700	765,000	5,360	63,000	115,400	3,000	78,100	318

[Updating of PCT Gazette No. 16/1994, Annex D(EP), page 10432, and Annex E(EP), pages 10442 and 10443, and No. 09/1994, the table published on page 5615]

**RECEIVING OFFICES****Kenya**

The Kenya Industrial Property Office has notified the International Bureau of modifications in its requirements as to the competent International Searching and Preliminary Examining Authorities for international applications filed with it as receiving Office, as follows:

Competent International Searching Authority:	Australian Patent Office, Austrian Patent Office, Chinese Patent Office or European Patent Office
Competent International Preliminary Examining Authority:	Australian Patent Office, Austrian Patent Office, Chinese Patent Office or European Patent Office (for international applications for which the European Patent Office has established the inter- national search report)

[Updating of PCT Gazette No. 16/1994, Annex C(KE), page 10400 and No. 19/1994, page 12681]



**DEPOSITS OF MICROORGANISMS  
INSTITUTIONS WITH WHICH DEPOSITS MAY BE MADE**

The International Bureau has been informed of changes in the names and addresses of the depository institutions listed as "Institute of Biochemistry and Physiology of Microorganisms (IBFM)" and as "Russian Federation Research Institute for Genetics and Industrial Microorganism Breeding (VNIG)" in Annex L published in PCT Gazette No. 16/1994, respectively, as follows:

"Russian Collection of Microorganisms (VKM)  
Prospekt Naouki, 5  
142292 Puschino (Moskovskaya obl.)  
Russian Federation"

and

"Russian National Collection of Industrial Microorganisms (VKPM)  
GNII Genetika  
Dorozhny proezd, 1  
113545 Moscow  
Russian Federation"

[Updating of PCT Gazette No. 16/1994, Annex L, pages 10459 and 10460]

**Announcement on the Protection of  
Industrial Property in Armenia**

The present situation of industrial property protection in Armenia is summarized below.

**I. Legislation**

(1) The Law on Patents was adopted on August 25, 1993. A trademark law is under preparation.

(2) It is possible, as of December 8, 1992, to file applications for the grant of patents for inventions and, as of August 25, 1993, for the registration of utility models and industrial designs with the Armenian Patent Office.

**II. Application of International Treaties**

(3) On April 22, 1993, Armenia deposited a declaration of continued application of the Convention Establishing the World Intellectual Property Organization (WIPO).

(4) On May 17, 1994, Armenia deposited a declaration of continued application of the Paris Convention for the Protection of Industrial Property, the Madrid Agreement Concerning the International Registration of Marks and the Patent Cooperation Treaty (PCT).

**III. Re-registration of Industrial Property Titles Granted by the Patent Office of the Soviet Union and Further Processing of Pending Applications**

(5) The owner of a patent for invention or an industrial design patent granted by the Patent Office of the Soviet Union and still in force may file with the Armenian Patent Office before June 30, 1995, a request for the grant of an Armenian patent.

(6) The owner of an inventor's certificate or an industrial design certificate granted by the Patent Office of the Soviet Union may request the grant of a corresponding Armenian patent at any time during the validity period of such inventor's certificate or industrial design certificate.

(7) An applicant having filed with the Patent Office of the Soviet Union or of the Russian Federation an application for a patent for invention before December 8, 1992, or an application for an industrial design patent before August 25, 1993, with the express or implied intention of obtaining protection also in Armenia may, if the application is still pending, file with the Armenian Patent Office, before January 1, 1995, a request that the application be further processed by it under Armenian legislation.

#### IV. Effects in Armenia of International Applications Under the Patent Cooperation Treaty (PCT)

(8)(a) On May 17, 1994, Armenia deposited a declaration of continuation the effect of which is that the Patent Cooperation Treaty (PCT) is applied by Armenia. Nationals and residents of Armenia can therefore file international applications, and Armenia can be designated and elected in international applications filed from that date.

(b) On September 29, 1992, the Assembly of the PCT Union adopted, with effect on October 1, 1992, new Rules 32.1 and 32.2 of the Regulations under the PCT, concerning the extension of international applications to certain successor States.

(c) For the purposes of determining the status of international applications with respect to Armenia, one has to distinguish between

(i) international applications designating the Soviet Union which were filed before December 25, 1991 (see (d), below);

(ii) international applications -- irrespective of the designations they contain -- which were filed after December 24, 1991, and before July 18, 1994 (see (e) to (g), below);

(iii) international applications specifically<sup>1</sup> designating Armenia filed on or after May 17, 1994 (see (h), below).

(d) As regards any international application whose international filing date is before December 25, 1991, and in which the Soviet Union has been designated, the "national filing effect" of any such application under Article 11(4) of the PCT will, pursuant to the deposit by Armenia of its declaration of continuation, be recognized in Armenia. The conditions under which any such international application, or any patent resulting therefrom and granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation, may continue to have effect in Armenia are the following:

(i) if a patent for invention has been granted by the Patent Office of the Soviet Union or by the Patent Office of the Russian Federation on the basis of the international application, the conditions referred to in paragraph (5), above, are applicable;

(ii) if the applicant has entered the national phase before the Patent Office of the Soviet Union or the Patent Office of the Russian Federation but a patent for invention has not been granted by either of those Offices, the conditions referred to in paragraph (7), above, are applicable, provided that the applicant files, before January 1, 1995, with the Armenian Patent Office, a request to the effect that the international application be further processed according to Armenian legislation; the request must be accompanied by a

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<sup>1</sup> In this announcement, an international application is regarded as "specifically" designating Armenia either if Armenia has been designated under Rule 4.9(a) of the Regulations under the PCT or if the designation of Armenia has been confirmed under Rule 4.9(c) of those Regulations.

copy of the Russian translation of the international application submitted to the Patent Office of the Soviet Union or the Patent Office of the Russian Federation as well as a declaration that the application is still pending before the Patent Office of the Russian Federation; however, where a decision to grant a patent has been issued, only the requirements referred to in paragraph (5), above, apply;

(iii) if the applicant has entered the national phase neither before the Patent Office of the Soviet Union nor before the Patent Office of the Russian Federation and if the time limit for entering the national phase had not expired on December 24, 1991, the applicant must, before January 1, 1995, furnish to the Armenian Patent Office a translation of the international application into Armenian and evidence that the prescribed fee (see paragraph (13), below) has been paid to the latter Office.

(e) As regards any international application whose international filing date is later than December 24, 1991, and earlier than July 18, 1994,<sup>2</sup> its effects may be extended to Armenia (irrespective of the designations it contains) through the performance by the applicant of the following acts:

(i) filing a request for extension with the International Bureau of the World Intellectual Property Organization (WIPO);

(ii) paying to the International Bureau of WIPO an extension fee of 185 Swiss francs, payable in Swiss francs.

(f) The applicant in respect of each and every international application referred to in (e), above, or his agent or common representative if there is one, will receive a written notification from the International Bureau of WIPO drawing his attention to the fact that he can, by filing a written request for extension, extend the effects of the international application to Armenia. The notification will, in particular, specify the modes of payment of the extension fee of 185 Swiss francs. The request for extension must contain the identification of the international application by its international application number. A form which may be used for the purpose of requesting extension to Armenia will be attached to the notification. The request for extension must be in English or French, and may be sent by telefax or telex. The request for extension and the corresponding payment must reach the International Bureau of WIPO before the expiration of three months from the date of the notification sent by the International Bureau of WIPO.

(g) If the conditions described in (e) and (f), above, are fulfilled, Armenia will be considered as having been designated in the international application on its international filing date. For entering the national phase before the Armenian Patent Office, the applicant must furnish to that Office, within the following time limit, both a translation of the international application into Armenian and evidence that the prescribed fee (see paragraph (13), below) has been paid:

(i) before January 1, 1995, or before the expiration of 21 months from the priority date, whichever is later, if Armenia is not elected under Chapter II of the PCT before the expiration of 19 months from the priority date and if item (iii) does not apply;

(ii) before January 1, 1995, or before the expiration of 31 months from the priority date, whichever is later, if Armenia is elected under Chapter II of the PCT before the expiration of 19 months from the priority date;

(iii) before January 1, 1995, or before the expiration of 31 months from the priority date, whichever is later, if a request for extension to Armenia is made after, but the demand was made before, the expiration of 19 months from the priority date, and if a later election of Armenia is made together with the request for extension or within three months from the date of request for extension.

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<sup>2</sup> With the exception of any such international application whose international filing date is on or after May 17, 1994, and in which Armenia is specifically designated: in such a case, the procedure described in (e) to (g) is not applicable, and the procedure described in (h) applies. It should be noted that Armenia can be specifically designated only in international applications filed on or after May 17, 1994.

(h) As regards any international application whose international filing date is on or after May 17, 1994, and in which Armenia is specifically designated, the applicant, in order to enter the national phase before the Armenian Patent Office, must furnish to that Office, within the following time limit, both a translation of the international application into Armenian and evidence that the prescribed fee (see paragraph (13), below) has been paid to the said Office:

(i) before the expiration of 21 months from the priority date if Armenia is not elected under Chapter II of the PCT within 19 months from the priority date;

(ii) before the expiration of 31 months from the priority date if Armenia is elected under Chapter II of the PCT within 19 months from the priority date.

#### **V. Effects in Armenia of International Registrations Under the Madrid Agreement Concerning the International Registration of Marks**

(9)(a) On May 17, 1994, Armenia deposited a declaration of continuation the effect of which is that the Madrid Agreement Concerning the International Registration of Marks is applied by Armenia.

(b) On September 29, 1992, the Assembly of the Madrid Union adopted, with effect on October 1, 1992, a new Rule 38 in the Regulations under the Madrid Agreement, concerning the effect of international registrations in certain successor States.

(c) Pursuant to the deposit of the declaration of continuation and to the decision of the Assembly, certain international registrations may have effect in Armenia, subject to the conditions described below. The international registrations concerned are those which have a territorial extension to the Soviet Union effective from a date prior to December 25, 1991.

(d) The conditions referred to above are the following:

(i) the filing of a request with the International Bureau of WIPO;

(ii) the payment to the International Bureau of WIPO of a fee, the amount of which is 62 Swiss francs per international registration.

(e) The owner of each and every international registration concerned, or his representative (if the owner has a representative whose name appears in the International Register), will receive a written notice from the International Bureau of WIPO calling his attention to the fact that he can, by filing a written request, obtain the continuation of the effect of the international registration in Armenia. The notice will, in particular, specify the modes of payment of the fee. The request must contain the identification of the international registration concerned by means of its international registration number. A form (in French) will be attached to the notice and may be used. The request must be in English or French, and may be sent by telefax or telex. The request and the corresponding payment must reach the International Bureau of WIPO before the expiration of six months from the date of the notice sent by the International Bureau of WIPO; if either the request or the fee is received later, the request will be refused. Requests and payments may be made without waiting for the notice of the International Bureau of WIPO.

(f) If the conditions described above are fulfilled, the international registration concerned will, with respect to Armenia, have effect as from the effective date of the territorial extension to the Soviet Union and will benefit from any priority validly claimed with regard to such extension.

(10) For each international registration which has a territorial extension to the Russian Federation effective from a date prior to May 17, 1994, the owner may request the Armenian Patent Office, before January 1, 1995, to process the said registration as an application under Armenian legislation. The request must be accompanied by an extract from the International Register established by the International Bureau of WIPO, by a declaration that, to the best knowledge of the owner, the international registration still has effect in the Russian Federation, and by an application filed according to Armenian legislation.

(11) For any international registration which is not the subject of a request under paragraph (9)(d) or (10), above, protection in Armenia under the Madrid Agreement can be obtained by filing, through the intermediary of the national Office of the country of the owner, a request for territorial extension in accordance with Rule 20 of the Regulations under the Madrid Agreement. It is to be noted that requests for territorial extension to Armenia are now possible.

#### **VI. Procedural Provisions**

(12) If an applicant is not a national of Armenia and has no permanent domicile in the territory of Armenia, he must conduct his affairs with the Armenian Patent Office through the intermediary of a patent attorney registered with the Armenian Patent Office. The list of persons who can act as representatives is available from the Armenian Patent Office.

(13) The procedures referred to in paragraphs (2), (5), (7), (8) and (10) are subject to payment of the prescribed fees.

#### **VII. Address of the Patent Office**

Armenian Patent Office  
Government House  
3, Central Avenue  
Yerevan 375010  
Armenia

Tel: +(78852) 520 673

Fax: +(78852) 561 126/580 631

[Updating of PCT Gazette No. 11/1994, pages 7155 and 7156]s

**SECTION IV**  
**NOTICES AND INFORMATION OF A GENERAL  
CHARACTER**

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**FEES PAYABLE UNDER THE PCT****Trinidad and Tobago**

The **Intellectual Property Registry, Registrar General's Department of Trinidad and Tobago** has notified the amount of the transmittal fee in **Trinidad and Tobago Dollars (TTD)**, payable to it as receiving Office, as specified below:

Transmittal fee: TTD 750

[Updating of PCT Gazette No. 16/1994, Annex C(TT), page 10424]

**INFORMATION ON CONTRACTING STATES****New Zealand**

The **New Zealand Patent Office** has notified the International Bureau of a modification of its requirement as to the acceptance of the evidence of mailing a document by delivery services other than the postal authorities, as follows:

Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)? Yes

[Updating of PCT Gazette No. 16/1994, Annex B1(NZ), page 10333]

**Kyrgyzstan**

**Announcement on the Extension of the Time Limits  
for the Re-registration of Industrial Property Titles in Kyrgyzstan**

The Patent Department of the State Committee on Science and New Technologies of Kyrgyzstan adopted on August 2, 1994, a decision to extend until October 31, 1994, the time limit of August 1, 1994, indicated in paragraphs (3) and (4) of the Announcement on the Protection of Industrial Property in Kyrgyzstan published on pages 5621 to 5625 of PCT Gazette No. 09/1994.

The said extension applies to the owners of trademark certificates granted by the Patent Office of the Soviet Union and still in force, and to the applicants of an application for a patent for invention, for an industrial design patent or for a trademark certificate filed before August 2, 1993, with the Patent Office of the Russian Federation.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### MEETING OF THE ASSEMBLY OF THE INTERNATIONAL PATENT COOPERATION UNION (PCT UNION)

**Twenty-Second Session (13th Extraordinary)  
(Geneva, September 26 to October 4, 1994)**

#### **Note prepared by the International Bureau**

The Assembly of the International Patent Cooperation Union (PCT Union) held its twenty-second session in Geneva from September 26 to October 4, 1994, in conjunction with the 25th series of meetings of the Governing Bodies of the World Intellectual Property Organization (WIPO) and the Unions administered by WIPO.

#### **Accession of Mexico to the PCT**

The Director General announced that Mexico had deposited its instrument of accession to the PCT. He particularly welcomed the accession as Mexico is the first Spanish-speaking Latin American country to join the PCT and expressed the hope that this would encourage other Latin American countries to accede to the PCT.

#### **Maximum Number of Designation Fees Payable**

The Assembly discussed a proposal to increase the maximum number of designation fees payable from 10 to 15. The proposal stated that the increase was primarily justified by the fact that when the ceiling of 10 designations was first established in 1984, the maximum number of States which could be designated was 35, whereas today it is 74; thus, the proposed 50% increase in the ceiling would be considerably smaller than the more than 100% increase in the number of Contracting States. The Assembly concluded that a more detailed study of the proposal's budgetary implications and possible impact on applicants was needed. It was agreed that the proposal, or an alternative proposal for a general fee increase, could be considered by the Assembly in 1995, following consideration by the PCT Committee for Administrative and Legal Matters and/or the WIPO Budget Committee, as appropriate.

### Cost of Producing the “PCT Gazette” and “Gazette du PCT”

The Assembly noted the contents of a document concerning the production costs of the “*PCT Gazette*” and the “*Gazette du PCT*.” The document revealed that the cost of producing the English language “*PCT Gazette*” was three times higher than the subscription price and that the cost of producing the French language “*Gazette du PCT*” was 35 times higher than the subscription price. It was suggested that a study be made of ways in which the paper version of the *Gazette* could be simplified, possibly along the lines of the *European Patent Bulletin*. The *Gazette* could, for example, be published as a single bilingual edition in both English and French, and could contain only the titles and the necessary bibliographic information. Since the abstracts and drawings are available on CD-ROM, their inclusion in the *Gazette* might lose importance. Also, as technology is evolving in the direction of replacing information on paper by CD-ROMs, the future possibility of transferring from paper to CD-ROM the publication of the entire contents of the *Gazette* should be investigated. No decisions, however, were taken on those issues since it is believed that one should wait for a year or two to experience the full impact of developments of computer technology, in particular, as concerns new types of CD-ROMs.

The Assembly agreed to the proposal that the publication of the index of international publication numbers according to designated States be discontinued. Such an index is no longer necessary since the PCT computer system now generates, for each designated Office, listings containing the required information. The elimination of the index will reduce the volume of each regular *Gazette* by about 11% and will thus result in cost savings.



## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### States Party to the Patent Cooperation Treaty (PCT)

##### Mexico

On October 1, 1994, **Mexico** deposited its instrument of accession to the PCT. Mexico will become the 74th Contracting State of the PCT on January 1, 1995.

Consequently, in any international application filed on or after January 1, 1995, Mexico (country code: MX) may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from January 1, 1995, nationals and residents of Mexico are entitled to file international applications under the PCT.

[Updating of PCT Gazette No. 16/1994, Annex A, page 10243]

#### FEES PAYABLE UNDER THE PCT

##### United States of America

Pursuant to PCT Rule 15.2(d), new amounts of fees in **US Dollars (USD)**, as specified below, have been established. The new amounts are applicable as from January 1, 1995.

Basic fee:	USD	604
Supplement fee per sheet over 30:	USD	12
Designation fee:	USD	147
Handling fee:	USD	185

[Updating of PCT Gazette No. 16/1994, Annex C(US), page 10426, and Annex E(US), page 10447]

#### INFORMATION ON CONTRACTING STATES

##### Madagascar

The **Industrial Property Office of Madagascar** has notified changes in its telephone and facsimile machine numbers, as follows:

Telephone:	(261-2) 305 12, 255 15
Facsimile machine:	(261-2) 305 12

[Updating of PCT Gazette No. 16/1994, Annex B1(MG), page 10321]

**INFORMATION ON CONTRACTING STATES (Cont'd)****Sri Lanka**

The **Registry of Patents and Trade Marks of Sri Lanka** has notified changes in its telephone and facsimile machine numbers, as follows:

Telephone:	(941) 689 368
Facsimile machine:	(941) 689 367

[Updating of PCT Gazette No. 16/1994, Annex B1(LK), page 10309]

**RECEIVING OFFICES****Democratic People's Republic of Korea**

The **Invention Office of the Democratic People's Republic of Korea** has notified the International Bureau of modifications in its requirements as to the competent International Searching and Preliminary Examining Authorities for international applications filed with it as receiving Office, as follows:

Competent International Searching Authority:	Austrian Patent Office for international applications filed in English or French, or Russian Patent Office
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Competent International Preliminary Examining Authority:	Austrian Patent Office for international applications filed in English or French, or Russian Patent Office
--	--

[Updating of PCT Gazette No. 16/1994, Annex C(KP), page 10402]

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### States Party to the Patent Cooperation Treaty (PCT)

##### Uganda

On November 9, 1994, **Uganda** deposited its instrument of accession to the PCT. Uganda will become the 75th Contracting State of the PCT on February 9, 1995.

Consequently, in any international application filed on or after February 9, 1995, Uganda (country code: UG) may be designated and, because it is bound by Chapter II of the PCT, may also be elected. Furthermore, as from February 9, 1995, nationals and residents of Uganda will be entitled to file international applications under the PCT.

Since Uganda is a member State of the Harare Protocol within the framework of the African Regional Industrial Property Organization (ARIPO), Uganda will be able to be designated for a patent granted by ARIPO. Any designation in an international application for an ARIPO patent will, as from February 9, 1995, automatically include the designation of Uganda for that purpose.

[Updating of PCT Gazette No. 16/1994, Annex A, page 10243]

#### FEES PAYABLE UNDER THE PCT

##### Czech Republic

The **Industrial Property Office of the Czech Republic** has notified a new amount of a fee in **Koruna (CZK)**, as specified below:

National fee for utility model:	
Filing fee:	CZK 1,000

[Updating of PCT Gazette No. 16/1994, Summary (CZ), page 10472]

##### Finland

Pursuant to PCT Rules 15.2(d) and 16.1(d), new amounts of fees in **Finnish Markka (FIM)**, as specified below, have been established. The new amounts are applicable as from January 1, 1995.

Basic fee:	FIM 2,800
Supplement fee per sheet over 30:	FIM 55
Designation fee:	FIM 690

Search fee (international search by the European Patent Office):	FIM 7,500
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**FEES PAYABLE UNDER THE PCT (Cont'd)****Finland (Cont'd)**

Search fee (international search  
by the Swedish Patent Office):

- |  |           |
|--|-----------|
| (i) if on an earlier application, the priority of which is claimed, a first office action has been issued by the Swedish Patent Office:  | FIM 1,710 |
| (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: | FIM 2,360 |
| (iii) in all other cases:  | FIM 2,760 |

[Updating of PCT Gazette No. 16/1994, Annex C(FI), page 10389, Annex D(EP), page 10432, and Annex D(SE), page 10437]

**ADMINISTRATIVE INSTRUCTIONS UNDER THE PCT****ANNEX F – FORMS****Modification of Form PCT/RO/101 (Request)**

The Request Form has been modified consequent to the accession by Estonia, Liberia, Mexico and Swaziland to the PCT. Although the modifications of the Request concern only Box No. V on the second sheet, the Notes relating to Box No. V and the Notes to the Fee Calculation Sheet, all the sheets of the Request, including the Notes to the Request, the Fee Calculation Sheet and the Notes relating thereto, are dated January 1995 (either as the date of issuance or as the date of reprint of the sheet). All the above-mentioned sheets are reproduced on the following pages (without pagination so as to enable convenient reproduction).

Only the updated version of the Request Form should be used for international applications filed from January 1, 1995. Copies can be obtained free of charge from receiving Offices.

# PCT

## REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only

International Application No.

International Filing Date

Name of receiving Office and "PCT International Application"

Applicant's or agent's file reference  
(if desired) (12 characters maximum)

### Box No. I TITLE OF INVENTION

### Box No. II APPLICANT

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

This person is also inventor.

Telephone No.

Facsimile No.

Teleprinter No.

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:

all designated States

all designated States except the United States of America

the United States of America only

the States indicated in the Supplemental Box

### Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

This person is:

applicant only

applicant and inventor

inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:

all designated States

all designated States except the United States of America

the United States of America only

the States indicated in the Supplemental Box

Further applicants and/or (further) inventors are indicated on a continuation sheet.

### Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE

The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as:

agent

common representative

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

Telephone No.

Facsimile No.

Teleprinter No.

Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.

**Continuation of Box No. III FURTHER APPLICANTS AND/OR (FURTHER) INVENTORS**

*If none of the following sub-boxes is used, this sheet is not to be included in the request.*

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

- This person is:
- applicant only
  - applicant and inventor
  - inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

- This person is:
- applicant only
  - applicant and inventor
  - inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

- This person is:
- applicant only
  - applicant and inventor
  - inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Name and address: *(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)*

- This person is:
- applicant only
  - applicant and inventor
  - inventor only *(If this check-box is marked, do not fill in below.)*

State (i.e. country) of nationality:

State (i.e. country) of residence:

This person is applicant for the purposes of:  all designated States  all designated States except the United States of America  the United States of America only  the States indicated in the Supplemental Box

Further applicants and/or (further) inventors are indicated on another continuation sheet.

**Box No.V DESIGNATION OF STATES**

The following designations are hereby made under Rule 4.9(a) (mark the applicable check-boxes; at least one must be marked):

**Regional Patent**

- AP ARIPO Patent:** KE Kenya, MW Malawi, SD Sudan, SZ Swaziland and any other State which is a Contracting State of the Harare Protocol and of the PCT
- EP European Patent:** AT Austria, BE Belgium, CH and LI Switzerland and Liechtenstein, DE Germany, DK Denmark, ES Spain, FR France, GB United Kingdom, GR Greece, IE Ireland, IT Italy, LU Luxembourg, MC Monaco, NL Netherlands, PT Portugal, SE Sweden, and any other State which is a Contracting State of the European Patent Convention and of the PCT
- OA OAPI Patent:** BF Burkina Faso, BJ Benin, CF Central African Republic, CG Congo, CI Côte d'Ivoire, CM Cameroon, GA Gabon, GN Guinea, ML Mali, MR Mauritania, NE Niger, SN Senegal, TD Chad, TG Togo, and any other State which is a member State of OAPI and a Contracting State of the PCT (if other kind of protection or treatment desired, specify on dotted line) .....

**National Patent** (if other kind of protection or treatment desired, specify on dotted line):

- |   |  |
|---|--|
| <input type="checkbox"/> AM Armenia .....                               | <input type="checkbox"/> MD Republic of Moldova .....      |
| <input type="checkbox"/> AT Austria .....                               | <input type="checkbox"/> MG Madagascar .....               |
| <input type="checkbox"/> AU Australia .....                             | <input type="checkbox"/> MN Mongolia .....                 |
| <input type="checkbox"/> BB Barbados .....                              | <input type="checkbox"/> MW Malawi .....                   |
| <input type="checkbox"/> BG Bulgaria .....                              | <input type="checkbox"/> MX Mexico .....                   |
| <input type="checkbox"/> BR Brazil .....                                | <input type="checkbox"/> NL Netherlands .....              |
| <input type="checkbox"/> BY Belarus .....                               | <input type="checkbox"/> NO Norway .....                   |
| <input type="checkbox"/> CA Canada .....                                | <input type="checkbox"/> NZ New Zealand .....              |
| <input type="checkbox"/> CH and LI Switzerland and Liechtenstein .....  | <input type="checkbox"/> PL Poland .....                   |
| <input type="checkbox"/> CN China .....                                 | <input type="checkbox"/> PT Portugal .....                 |
| <input type="checkbox"/> CZ Czech Republic .....                        | <input type="checkbox"/> RO Romania .....                  |
| <input type="checkbox"/> DE Germany .....                               | <input type="checkbox"/> RU Russian Federation .....       |
| <input type="checkbox"/> DK Denmark .....                               | <input type="checkbox"/> SD Sudan .....                    |
| <input type="checkbox"/> EE Estonia .....                               | <input type="checkbox"/> SE Sweden .....                   |
| <input type="checkbox"/> ES Spain .....                                 | <input type="checkbox"/> SI Slovenia .....                 |
| <input type="checkbox"/> FI Finland .....                               | <input type="checkbox"/> SK Slovakia .....                 |
| <input type="checkbox"/> GB United Kingdom .....                        | <input type="checkbox"/> TJ Tajikistan .....               |
| <input type="checkbox"/> GE Georgia .....                               | <input type="checkbox"/> TT Trinidad and Tobago .....      |
| <input type="checkbox"/> HU Hungary .....                               | <input type="checkbox"/> UA Ukraine .....                  |
| <input type="checkbox"/> JP Japan .....                                 | <input type="checkbox"/> US United States of America ..... |
| <input type="checkbox"/> KE Kenya .....                                 | .....  |
| <input type="checkbox"/> KG Kyrgyzstan .....                            | <input type="checkbox"/> UZ Uzbekistan .....               |
| <input type="checkbox"/> KP Democratic People's Republic of Korea ..... | <input type="checkbox"/> VN Viet Nam .....                 |
| .....   |  |
| <input type="checkbox"/> KR Republic of Korea .....                     |  |
| <input type="checkbox"/> KZ Kazakhstan .....                            |  |
| <input type="checkbox"/> LK Sri Lanka .....                             |  |
| <input type="checkbox"/> LR Liberia .....                               |  |
| <input type="checkbox"/> LT Lithuania .....                             |  |
| <input type="checkbox"/> LU Luxembourg .....                            |  |
| <input type="checkbox"/> LV Latvia .....                                |  |

Check-boxes reserved for designating States (for the purposes of a national patent) which have become party to the PCT after issuance of this sheet:

- .....
- .....
- .....
- .....
- .....

**In addition to the designations made above**, the applicant also makes under Rule 4.9(b) all designations which would be permitted under the PCT except the designation(s) of \_\_\_\_\_ .  
 The applicant declares that those additional designations are subject to confirmation and that any designation which is not confirmed before the expiration of 15 months from the priority date is to be regarded as withdrawn by the applicant at the expiration of that time limit. (Confirmation of a designation consists of the filing of a notice specifying that designation and the payment of the designation and confirmation fees. Confirmation must reach the receiving Office within the 15-month time limit.)

**Supplemental Box** *If the Supplemental Box is not used, this sheet need not be included in the request.**Use this box in the following cases:***1. If, in any of the Boxes, the space is insufficient to furnish all the information:***in such case, write "Continuation of Box No. ..." [indicate the number of the Box] and furnish the information in the same manner as required according to the captions of the Box in which the space was insufficient;**in particular:*

- (i) *if more than two persons are involved as applicants and/or inventors and no "continuation sheet" is available:* *in such case, write "Continuation of Box No. III" and indicate for each additional person the same type of information as required in Box No. III;*
- (ii) *if, in Box No. II or in any of the sub-boxes of Box No. III, the indication "the States indicated in the Supplemental Box" is checked:* *in such case, write "Continuation of Box No. II" or "Continuation of Box No. III" or "Continuation of Boxes No. II and No. III" (as the case may be), indicate the name of the applicant(s) involved and, next to (each) such name, the State(s) (and/or, where applicable, ARIPO, European or OAPI patent) for the purposes of which the named person is applicant;*
- (iii) *if, in Box No. II or in any of the sub-boxes of Box No. III, the inventor or the inventor/applicant is not inventor for the purposes of all designated States or for the purposes of the United States of America:* *in such case, write "Continuation of Box No. II" or "Continuation of Box No. III" or "Continuation of Boxes No. II and No. III" (as the case may be), indicate the name of the inventor(s) and, next to (each) such name, the State(s) (and/or, where applicable, ARIPO, European or OAPI patent) for the purposes of which the named person is inventor;*
- (iv) *if, in addition to the agent(s) indicated in Box No. IV, there are further agents:* *in such case, write "Continuation of Box No. IV" and indicate for each further agent the same type of information as required in Box No. IV;*
- (v) *if, in Box No. V, the name of any State (or OAPI) is accompanied by the indication "patent of addition," or "certificate of addition," or if, in Box No. V, the name of the United States of America is accompanied by an indication "Continuation" or "Continuation-in-part":* *in such case, write "Continuation of Box No. V" and the name of each State involved (or OAPI), and after the name of each such State (or OAPI), the number of the parent title or parent application and the date of grant of the parent title or filing of the parent application;*
- (vi) *if there are more than three earlier applications whose priority is claimed:* *in such case, write "Continuation of Box No. VI" and indicate for each additional earlier application the same type of information as required in Box No. VI.*

**2. If the applicant claims, in respect of any designated Office, the benefits of provisions of the national law concerning non-prejudicial disclosures or exceptions to lack of novelty:***in such case, write "Statement Concerning Non-Prejudicial Disclosures or Exceptions to Lack of Novelty" and furnish that statement below.*



**Box No. VI PRIORITY CLAIM** Further priority claims are indicated in the Supplemental Box

The priority of the following earlier application(s) is hereby claimed:

Country (in which, or for which, the application was filed)	Filing Date (day/month/year)	Application No.	Office of filing (only for regional or international application)
item (1)			
item (2)			
item (3)			

Mark the following check-box if the certified copy of the earlier application is to be issued by the Office which for the purposes of the present international application is the receiving Office (a fee may be required):

The receiving Office is hereby requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) identified above as item(s) : \_\_\_\_\_

**Box No. VII INTERNATIONAL SEARCHING AUTHORITY**

**Choice of International Searching Authority (ISA)** (If two or more International Searching Authorities are competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used): ISA / \_\_\_\_\_

**Earlier search** Fill in where a search (international, international-type or other) by the International Searching Authority has already been carried out or requested and the Authority is now requested to base the international search, to the extent possible, on the results of that earlier search. Identify such search or request either by reference to the relevant application (or the translation thereof) or by reference to the search request:  
 Country (or regional Office): \_\_\_\_\_ Date (day/month/year): \_\_\_\_\_ Number: \_\_\_\_\_

**Box No. VIII CHECK LIST**

This international application contains the following number of sheets: 1. request : sheets 2. description : sheets 3. claims : sheets 4. abstract : sheets 5. drawings : sheets  <b>Total</b> : sheets	This international application is accompanied by the item(s) marked below: 1. <input type="checkbox"/> separate signed power of attorney 2. <input type="checkbox"/> copy of general power of attorney 3. <input type="checkbox"/> statement explaining lack of signature 4. <input type="checkbox"/> priority document(s) identified in Box No. VI as item(s): 5. <input type="checkbox"/> fee calculation sheet 6. <input type="checkbox"/> separate indications concerning deposited microorganisms 7. <input type="checkbox"/> nucleotide and/or amino acid sequence listing (diskette) 8. <input type="checkbox"/> other (specify):
--	--

Figure No. \_\_\_\_\_ of the drawings (if any) should accompany the abstract when it is published.

**Box No. IX SIGNATURE OF APPLICANT OR AGENT**

Next to each signature, indicate the name of the person signing and the capacity in which the person signs (if such capacity is not obvious from reading the request).

For receiving Office use only	
1. Date of actual receipt of the purported international application:	2. Drawings: <input type="checkbox"/> received: <input type="checkbox"/> not received:
3. Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application:	
4. Date of timely receipt of the required corrections under PCT Article 11(2):	
5. International Searching Authority specified by the applicant: ISA / _____	
6. <input type="checkbox"/> Transmittal of search copy delayed until search fee is paid	

For International Bureau use only

Date of receipt of the record copy by the International Bureau: \_\_\_\_\_

## NOTES TO THE REQUEST FORM (PCT/RO/101)

These Notes are intended to facilitate the filling in of the request form. For more detailed information, see the **PCT Applicant's Guide**, a publication of WIPO. The Notes are based on the requirements of the Patent Cooperation Treaty (PCT), the Regulations and the Administrative Instructions under the PCT. In case of any discrepancy between these Notes and those requirements, the latter are applicable.

In the request form and these Notes, "Article", "Rule" and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions, respectively.

Please use a typewriter; check-boxes may be marked by hand with black ink (Rule 11.9(a) and (b)).

### WHERE TO FILE THE INTERNATIONAL APPLICATION

The international application (request, description, claims, abstract and drawings, if any) must be filed with a competent receiving Office (Article 11(1)(i))—that is, subject to any applicable prescriptions concerning national security, at the choice of the applicant, either:

(i) the receiving Office of, or acting for, a PCT Contracting State of which the applicant or, if there are two or more applicants, at least one of them, is a resident or national (Rule 19.1(a)(i) or (ii)), or

(ii) the International Bureau of WIPO in Geneva, Switzerland, if the applicant or, if there are two or more applicants, at least one of the applicants is a resident or national of any PCT Contracting State (Rule 19.1(a)(iii)).

### APPLICANT'S OR AGENT'S FILE REFERENCE

A **file reference** may be indicated, if desired. It should not exceed 12 characters. Characters in excess of 12 may be disregarded. (Rule 11.6(f) and Section 109).

### BOX No. I

**Title of Invention** (Rules 4.3 and 5.1(a)): The title must be short (preferably two to seven words when in English or translated into English) and precise. It must be identical with the title heading the description.

### BOXES Nos. II AND III

**General:** At least one of the applicants named must be a resident or national of a PCT Contracting State for which the receiving Office acts (Articles 9 and 11(1)(i) and Rules 18 and 19). If the international application is filed with the International Bureau under Rule 19.1(a)(iii), at least one of the applicants must be a resident or national of any PCT Contracting State.

If the United States of America is designated, all of the inventors must be named as applicants (as well as inventors) for the purposes of that designation (see "Different Applicants for Different Designated States", below).

**Indication whether a Person is Applicant and/or Inventor** (Rules 4.5(a) and 4.6(a) and (b)):

*Check-box "This person is also inventor"* (Box No. II): Mark this check-box if the applicant named is also the inventor or one of the inventors; do not mark this check-box if the applicant is a legal entity.

*Check-box "applicant and inventor"* (Box No. III): Mark this check-box if the person named is both applicant and inventor; do not mark this check-box if the person is a legal entity.

*Check-box "applicant only"* (Box No. III): Mark this check-box if the person named is a legal entity or if the person named is not also inventor.

*Check-box "inventor only"* (Box No. III): Mark this check-box if the person named is inventor but not also applicant; do not mark this check-box if the person is a legal entity.

In Box No. III, one of the three check-boxes must always be marked for each person named.

A person must not be named more than once in Boxes Nos. II and III, even where that person is both applicant and inventor.

**Names and Addresses** (Rule 4.4): The family name (preferably in capital letters) must be indicated before the given name(s). Titles and academic degrees must be omitted. Names of legal entities must be indicated by their full official designations.

The address must be indicated in such a way that it allows prompt postal delivery; it must consist of all the relevant administrative units (up to and including the indication of the house number, if any), the postal code (if any), and the name of the country.

Only one address may be indicated per person. For the indication of a special "address for correspondence", see the notes to Box No. IV.

**Telephone, Facsimile and/or Teleprinter Numbers** should be indicated for the person named in Box No. II in order to allow rapid communication with the applicant. Any such number should include the applicable country and area codes.

**Nationality** (Rules 4.5(a) and (b) and 18.1): For each applicant, the nationality must be indicated by the name of the State (i.e., country) of which the person is a national. A legal entity constituted according to the national law of a State is considered a national of that State. The indication of the nationality is not required where a person is inventor only.

**Residence** (Rules 4.5(a) and (c) and 18.1): Each applicant's State (i.e., country) of residence must be indicated. If the State of residence is not indicated, it will be assumed to be the same as the State indicated in the address. Possession of a real and effective industrial or commercial establishment in a State is considered residence in that State. The indication of the residence is not required where a person is inventor only.

**Names of States** (Section 115): For the indication of names of States, the two-letter country codes appearing in WIPO Standard ST.3 and in the PCT Applicant's Guide, Annex K, may be used.

**Different Applicants for Different Designated States** (Rules 4.5(d), 18.3 and 19.2): It is possible to indicate different applicants for the purposes of different designated States. At least one of all the applicants named must be a national or resident of a PCT Contracting State for which the receiving Office acts, irrespective of the designated State(s) for the purposes of which that applicant is named. *Where the United*

*States of America is one of the designated States, all of the inventors must be named as applicants for the United States of America and the check-box "This person is also inventor" (in Box No. II) or "applicant and inventor" (in Box. No. III) must be marked.*

For the indication of the designated States for which a person is applicant, mark the applicable check-box (only one for each person). The check-box "the States indicated in the Supplemental Box" must be marked where none of the other three check-boxes fits the circumstances; in such a case, the name of the person must be repeated in the Supplemental Box with an indication of the States for which that person is applicant (see item 1(ii) in that Box).

**Naming of Inventor** (Rule 4.1(a)(v) and (c)(i)): The inventor's name and address must be indicated where the national law of at least one of the designated States requires that the name of the inventor be furnished at the time of filing; for details see the PCT Applicant's Guide, Volume I, Annexes B1 and B2. It is strongly recommended to always name the inventor.

**Different Inventors for Different Designated States** (Rule 4.6(c)): Different persons may be indicated as inventors for different designated States (e.g., where, in this respect, the requirements of the national laws of the designated States are not the same); in such a case, the Supplemental Box must be used (see item 1(iii) in that Box). In the absence of any indication, it will be assumed that the inventor(s) named is (are) inventor(s) for all designated States.

#### BOX No. IV

**Who Can Act as Agent** (Article 49 and Rule 83.1bis): For each of the receiving Offices, information as to who can act as agent is given in the PCT Applicant's Guide, Volume I, Annex C.

**Agent or Common Representative** (Rules 4.7, 4.8, 90.1 and 90.2 and Section 108): Mark the applicable check-box in order to indicate whether the person named is (or has been) appointed as "agent" or "common representative" (the "common representative" must be one of the applicants). For the manner in which name(s) and address(es) (including names of States) must be indicated, see the notes to Boxes Nos. II and III. Where several agents are listed, the agent to whom correspondence should be addressed is to be listed first. If there are two or more applicants but no common agent is appointed to represent all of them, one of the applicants who is a national or resident of a PCT Contracting State may be appointed by the other applicants as their common representative. If this is not done, the applicant first named in the request who is entitled to file an international application with the receiving Office concerned will automatically be considered to be the common representative.

**Manner of Appointment of Agent or Common Representative** (Rules 90.4 and 90.5 and Section 106): Any such appointment may be made by designating the agent(s) or the common representative in the request or in one or more separate powers of attorney. Each applicant must sign either the request or a separate power of attorney. Where the international application is filed with reference to a general power of attorney, a copy thereof must be attached to the request. Any applicant who did not sign the general power of attorney must sign either the request or a separate power of attorney.

**Address for Correspondence** (Rule 4.4(d) and Section 108): Where an agent is appointed, any correspondence intended for the applicant will be sent to the address indicated for that agent (or for the first-mentioned agent, if more than one is appointed). Where one of two or more applicants is appointed as common representative, the address indicated for that applicant in Box No. IV will be used.

Where no agent or common representative is appointed, any correspondence will be sent to the address, indicated in Box No. II or III, of the applicant (if only one person is named as applicant) or of the applicant who is considered to be common representative (if there are two or more persons named as applicants). However, if the applicant wishes correspondence to be sent to a different address in such a case, that address may be indicated in Box No. IV instead of the designation of an agent or common representative. In this case, and only in this case, the last check-box of Box No. IV must be marked (that is, the last check-box must not be marked if either of the check-boxes "agent" or "common representative" in Box No. IV has been marked).

#### BOX No. V

**Designation of States** (Rules 4.1(a)(iv) and 4.9(a)): The Contracting States in which protection is desired must be designated under Rule 4.9(a) in the request by marking the applicable check-boxes. At least one check-box effecting a specific designation must be marked. *While the general rule is that designations cannot be added after the filing of the international application, it is possible and usual to make a precautionary designation under Rule 4.9(b) covering all other designations which would, as at the international filing date, be permitted under the PCT—see below: Precautionary Designation of States Subject to Confirmation.*

Where regional (ARIPO, European and/or OAPI) patents are desired, only one PCT designation fee must be paid for each regional designation made, independently of how many States are covered by each such designation.

**ARIPO Patent (AP):** Note that **Swaziland** can only be designated for the purposes of an ARIPO patent and not for the purposes of a national patent. All other PCT Contracting States which are also party to the Harare Protocol can be designated either for a national or an ARIPO patent, or both a national and an ARIPO patent.

**European Patent (EP):** Note that **Belgium, France, Greece, Ireland, Italy and Monaco** can only be designated for the purposes of a European patent and not for the purposes of a national patent. All other PCT Contracting States which are also party to the European Patent Convention can be designated either for a national or a European patent, or both a national and a European patent.

If an ARIPO or a European patent is desired for only some of the Contracting States of the Harare Protocol or the European Patent Convention, respectively, the names of those States for which a regional patent is not desired may be deleted by striking them out. However, it is recommended that the applicant always designate for the purposes of a regional patent all PCT Contracting States which are party to the Protocol or the Convention, respectively. A decision to proceed with only some of those designations need not be made until entry into the regional phase, at which stage the corresponding regional designation fees must be paid.

Where any of the States party to the Harare Protocol or the European Patent Convention and the PCT is designated twice, namely *both* for the purposes of an ARIPO or a European patent *and* for the purposes of national protection, the applicant must pay one designation fee in respect of the regional patent and as many designation fees as there are national patents or other titles of protection sought (Rule 15.1(ii) and Section 210).

**OAPI Patent (OA):** The designation of States members of OAPI and party to the PCT can only be made for the purposes of an OAPI patent (no national protection is available); furthermore, it is not possible to designate only some of them.

**Choice of Certain Kinds of Protection or Treatment** (Rules 4.12 to 4.14 and Section 202): Where, in any country

where it is possible, a national title other than a patent is desired, write after the name of that country on the dotted line the name of the title; that is, "petty patent" (available in Australia), "provisional patent" (available in Armenia, Kazakhstan, Kyrgyzstan, Uzbekistan), "utility model" (available in Armenia, Austria, Brazil, Bulgaria, China, the Czech Republic, Denmark, Estonia, Finland, Georgia, Germany, Hungary, Japan, Kazakhstan, Kenya, Kyrgyzstan, Mexico, Poland, Portugal, the Republic of Korea, the Republic of Moldova, the Russian Federation, Slovakia, Spain, Tajikistan, Uzbekistan, Viet Nam, OAPI), "utility certificate" (available in Trinidad and Tobago) or "inventor's certificate" (available in the Democratic People's Republic of Korea). Where, in Austria, the Czech Republic, Denmark, Finland, Germany or Slovakia (the only countries in which this possibility exists), in addition to a patent, a utility model is also desired, write after the name of that country "and utility model".

Where, in respect of any country where it is possible, it is desired that the international application be treated as an application for a certain title "of addition" or as an application for a "continuation" or a "continuation-in-part", write after the name of that country the appropriate words; that is, "patent of addition" (available in Australia, Austria, Georgia, Germany, Malawi, New Zealand, Slovenia, Spain), "certificate of addition" (available in Luxembourg, OAPI), "continuation" or "continuation-in-part" (both available in the United States of America). If any of these indications is used, also indicate in the "Supplemental Box" the State for which such treatment is desired, the number of the parent title or parent application, and the date of grant of the parent title or the date of filing of the parent application, as the case may be (see item 1(v) in that Box).

If, in Box No. V, the check-boxes for making designations are marked with consecutive Arabic numerals, those indications will be taken to express the applicant's *choice of the order of the designations*; if another form of marking is used, the order will be taken as that in which the marked check-boxes appear on the form. This order will only have any significance if the amount received for the designation fees is insufficient to cover all the designations and remains insufficient after the applicant has been invited to pay the balance due; in that case, the amount received will be applied in payment of the fees for the designations following the said order (Rule 16 *bis*.1(c) and Section 321).

For the designation, for the purposes of a national patent, of a State which has become party to the PCT after the date appearing on the bottom of the second sheet of the request form, the name of the State, preferably preceded by the two-letter country code, must be given together with an indication, where applicable, whether a special kind of protection or treatment is desired.

**Precautionary Designation of States Subject to Confirmation** (Rules 4.9(b) and (c) and 15.5): For the applicant's safeguard, the lower part of Box No. V contains a statement indicating the applicant's wish to make, in addition to the specific designations made by marking the check-boxes in the upper part of Box No. V (at least one such designation must be made), a precautionary designation of all other PCT Contracting States which are not specifically designated.

If the applicant does not wish to avail himself of this safeguard and does not want to make any such precautionary designations, the statement must be crossed out.

If the applicant wishes to expressly exclude a certain State from such precautionary designation so that the international application does not have any effect in that State, the name or two-letter country code of that State should be indicated in the space provided. In no other case is it necessary to make use of this possibility.

If, after filing the international application, the applicant notices that there are any omissions and/or mistakes among the *Notes to the request form (PCT/RO/101) (January 1995)*

specific designations made, it will be possible to rectify the situation by confirming the precautionary designations concerned. The confirmation of any precautionary designation is possible before the expiration of 15 months from the (earliest) priority date indicated in Box No. VI or, where no priority is claimed, the international filing date. To effect such confirmation, the applicant must file with the receiving Office a written notice specifying the name of each State the designation of which is confirmed (with, where applicable, an indication of the kind of treatment or protection desired) and pay to the receiving Office, for each such designation, a designation fee (even where ten designation fees have already been paid) together with a confirmation fee corresponding to 50% of the designation fee.

The receiving Office will not send to the applicant any reminder or invitation to confirm precautionary designations.

If no precautionary designation is to be confirmed, no action is required by the applicant, and the precautionary designations will then be automatically regarded as withdrawn by the applicant at the expiration of 15 months from the priority date.

## BOX No. VI

**Priority Claim** (Rule 4.10): If the priority of an earlier application is claimed, the declaration containing the priority claim must be made in the request.

The request must indicate the *country* in which the earlier application from which priority is claimed was filed (or, where the earlier application is a regional or an international application, at least one country for which it was filed), the *date* on which it was filed and the *number* it was assigned. If the country and the date are not indicated, the priority claim will, for the purposes of the procedure under the Treaty, be considered not to have been made.

If the earlier application is a regional or an international application, the Office with which that application was filed must also be indicated.

If the application number of the earlier application is not indicated in the request but is furnished by the applicant to the receiving Office or to the International Bureau prior to the expiration of the 16th month from the priority date, it is considered by all designated States to have been furnished in time.

**Certified Copy of Earlier Application (Priority Document)** (Rule 17.1): The priority document must be submitted to the receiving Office or to the International Bureau before the expiration of 16 months from the priority date or, where an early start of the national phase is requested, not later than at the time such request is made.

Where the priority document is issued by the receiving Office, the applicant may, instead of submitting the priority document, request the receiving Office to prepare and transmit the priority document to the International Bureau. Such request may be made by marking the applicable check-box and by identifying the document. *Attention:* where such a request is made, the applicant must pay to the receiving Office the applicable *fee for priority document*, otherwise, the request will be considered not to have been made.

**Dates** (Section 110): Dates must be indicated by the Arabic number of the day, the name of the month and the Arabic number of the year—in that order; after, below or above such indication, the date should be repeated in parentheses, using two-digit Arabic numerals for each of the number of the day, the number of the month and the last two numbers of the year, in that order and separated by periods, e.g., "05 March 1992 (05.03.92)".

**BOX No. VII**

**Choice of International Searching Authority** (Rules 4.1(b)(vi) and 4.14 *bis*): If there is more than one competent International Searching Authority (ISA) for carrying out the international search in relation to the international application—depending on the language in which that application is filed and the receiving Office with which it is filed—the name of the competent Authority chosen by the applicant must be indicated in the space provided, either by its full name or two-letter code.

**Earlier Search** (Rules 4.11 and 41.1): The earlier search, if any, must be identified in such a manner that the ISA can retrieve the results easily. Where those results can be used, the ISA may refund the international search fee or a portion thereof.

**BOX No. VIII**

The number of sheets of the various parts of the international application must be given in the check list in Arabic numerals and the applicable check-boxes must be marked.

**Check-box No. 6: Separate Indications Concerning Deposited Microorganisms** (Rule 13 *bis* and Section 209): Mark this check-box where a filled-in Form PCT/RO/134 or any separate sheet containing indications concerning deposited microorganisms is filed with the international application. This is not the case if Japan is designated; in that case, Form PCT/RO/134 or any other sheet containing the said indications must be included as one of the sheets of the description.

**Check-box No. 7: Nucleotide and/or Amino Acid Sequence Listing** (Rule 5.2): Where the description of the international application contains disclosure of a nucleotide and/or amino acid sequence, and a copy of the sequence listing is required in machine readable form by the ISA, the applicant may furnish the listing in machine readable form to the receiving Office with the international application. If this is the case, check-box No. 7 must be marked.

**BOX No. IX**

**Signature** (Rules 4.1(d), 4.15 and 90): The signature must be that of the applicant (if there are several applicants, all must sign); however, the signature may be that of the agent where a separate power of attorney appointing the agent, or a copy of a general power of attorney already in the possession of the receiving Office is furnished. If the power is not attached to the request, the receiving Office will invite the applicant to furnish it subsequently.

If the United States of America is designated and an inventor/applicant for that State refused to sign the request or could not be found or reached after diligent effort, a statement explaining the lack of signature may be furnished. It should be noted that this applies only where there are two or more applicants and the international application has been signed by the other

applicant(s). The statement must satisfy the receiving Office. If such a statement is filed with the international application, check-box No. 3 in Box No. VIII should be marked.

**SUPPLEMENTAL BOX**

The cases in which the Supplemental Box may be used and the manner of making indications in it are explained at the top of that Box.

**Statement Concerning Non-Prejudicial Disclosures or Exceptions to Lack of Novelty:** Such a statement, unless contained in the description, may be given in this Box. It should comply with the national law applicable by the designated Office to which the statement is addressed.

**GENERAL REMARKS**

**Language of Correspondence** (Rule 92.2 and Section 104): Any letter from the applicant to the receiving Office must be in the same language as the international application to which it relates; however, the receiving office may authorize the use of another language.

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.

Any letter from the applicant to the ISA or the International Preliminary Examining Authority (IPEA) must be in the same language as the international application to which it relates if this language is Chinese, English, French, German, Japanese, Russian or Spanish; otherwise, it must be in English. However, the ISA or the IPEA may authorize the use of another language.

**Arrangement of Elements and Numbering of Sheets of the International Application** (Rule 11.7 and Section 207): The elements of the international application must be placed in the following order: the request, the description, the claim(s), the abstract, the drawings (if any). All sheets constituting the international application must be numbered in consecutive Arabic numerals with three separate series of numbers: the first applying to the request, the second applying to the part consisting of the description, the claim(s) and the abstract, and the third applying to the drawings. The numbers must be placed at the top or bottom of the sheet, in the middle, but not in the margin which must remain blank. The number of each sheet of the drawings must consist of two Arabic numerals separated by an oblique stroke, the first being the sheet number and the second being the total number of sheets of drawings (for example, 1/3, 2/3, 3/3).

**Indication of the Applicant's or Agent's File Reference on the Sheets of the Description, Claim(s), Abstract and Drawings (if any)** (Rule 11.6(f)): The file reference indicated on the request may also be indicated in the left-hand corner of the top margin, within 1.5 cm from the top of any sheet of the international application.

# PCT

## FEE CALCULATION SHEET Annex to the Request

For receiving Office use only

International application No. \_\_\_\_\_

Date stamp of the receiving Office \_\_\_\_\_

Applicant's or agent's  
file reference \_\_\_\_\_

Applicant \_\_\_\_\_

### CALCULATION OF PRESCRIBED FEES

1. TRANSMITTAL FEE . . . . .  T

2. SEARCH FEE . . . . .  S

International search to be carried out by \_\_\_\_\_  
(If two or more International Searching Authorities are competent in relation to the international application, indicate the name of the Authority which is chosen to carry out the international search.)

3. INTERNATIONAL FEE

#### Basic Fee

The international application contains \_\_\_\_\_ sheets.

first 30 sheets . . . . .  b<sub>1</sub>

\_\_\_\_\_ x \_\_\_\_\_ =  b<sub>2</sub>

remaining sheets      additional amount

Add amounts entered at b<sub>1</sub> and b<sub>2</sub>  
and enter total at B . . . . .  B

#### Designation Fee

\_\_\_\_\_ x \_\_\_\_\_ =  D

number of designations      amount of designation fee

(If that total exceeds the figure which corresponds to the amount of the designation fee multiplied by ten, enter the latter figure in box D.)

Add amounts entered at B and D and enter total at I . . . . .  I

4. FEE FOR PRIORITY DOCUMENT . . . . .  P

5. TOTAL FEES PAYABLE

Add amounts entered at T, S, I and P,  
and enter total in the TOTAL box . . . . .

**TOTAL**

The designation fee is not paid at this time.

### MODE OF PAYMENT

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> authorization to charge deposit account (see below) | <input type="checkbox"/> bank draft     | <input type="checkbox"/> coupons          |
| <input type="checkbox"/> cheque  | <input type="checkbox"/> cash           | <input type="checkbox"/> other (specify): |
| <input type="checkbox"/> postal money order                                  | <input type="checkbox"/> revenue stamps |   |

### DEPOSIT ACCOUNT AUTHORIZATION (this mode of payment may not be available at all receiving Offices)

- The RO/ \_\_\_\_\_  is hereby authorized to charge the total fees indicated above to my deposit account.
- is hereby authorized to charge any deficiency or credit any overpayment in the total fees indicated above to my deposit account.
- is hereby authorized to charge the fee for preparation and transmittal of the priority document to the International Bureau of WIPO to my deposit account.

Deposit Account Number \_\_\_\_\_

Date (day/month/year) \_\_\_\_\_

Signature \_\_\_\_\_

## NOTES TO THE FEE CALCULATION SHEET (ANNEX TO FORM PCT/RO/101)

The purpose of the fee calculation sheet is to help the applicant to identify the prescribed fees and to calculate the amounts to be paid. It is strongly recommended that the applicant complete the sheet by entering the appropriate amounts in the boxes provided and submit the fee calculation sheet at the time of filing of the international application. This will help the receiving Office to verify the calculations and to identify any error in them.

Information about the applicable fees payable can be obtained from the receiving Office. The amounts of the international and search fees may change due to currency fluctuations. Applicants are advised to check what are the latest applicable amounts. All fees, except in some cases the designation fee, must be paid within one month from the date of receipt of the international application. See below for further details concerning the possibility of later payment of the designation fee.

### CALCULATION OF PRESCRIBED FEES

**Box T: Transmittal Fee** for the benefit of the receiving Office (Rule 14.1): The amount and the due date of the transmittal fee, if any, are fixed by the receiving Office. Information about this fee is contained in Annex C of Volume I of the PCT Applicant's Guide.

**Box S: Search Fee** for the benefit of the International Searching Authority (ISA) (Rule 16.1): The amount of the search fee is fixed by the ISA. It must be paid within one month from the date of receipt of the international application by the receiving Office. Information about this fee is contained in Annex D of Volume I of the PCT Applicant's Guide.

Where two or more ISAs are competent, the applicant must indicate his choice in the space provided for this purpose and pay the amount of the international search fee fixed by the ISA chosen. Information on the competent ISA and whether the applicant has a choice between two or more ISAs is contained in Annex C of Volume I of the PCT Applicant's Guide.

**Box I: International Fee** for the benefit of the International Bureau (Rule 15): The international fee consists of a basic fee and as many designation fees as there are specific designations under Rule 4.9(a) in Box No. V (DESIGNATION OF STATES) of the request. The amounts of the basic fee and of the designation fee are as set out in Swiss Francs in the Schedule of Fees and the applicable amounts of those fees in other currencies are as published in the PCT Gazette (Rule 15.2). Information about those fees is also contained in Annex C of Volume I of the PCT Applicant's Guide.

**Box B: Basic Fee.** The amount of the basic fee depends on the total number of sheets of the international application, which appears under "Total" in Box No. VIII (CHECK LIST) of the request. The basic fee must be paid within one month from the date of receipt of the international application by the receiving Office.

**Box D: Designation Fees.** The number of designation fees due corresponds to the number of check-boxes marked in Box No. V of the request.

The number of designation fees which are due is the same as the number of national patents and regional patents in respect of which specific designations under Rule 4.9(a) are made. Only one designation fee is due for the designation "AP", the designation "EP" or the designation "OA", irrespective of the number of States for which an ARIPO patent, a European patent or an OAPI patent, respectively, is sought.

Where any States are designated twice (once for the purposes of an ARIPO patent or a European patent and once for the purposes of national protection), the applicant must pay one designation fee in respect of the ARIPO patent or the European patent and a further designation fee in respect of each national

patent or other title of protection sought (Rule 15.1(ii) and Section 210).

**Any designation, in excess of ten designations for which the fee is due, is free of charge.** Therefore, the maximum amount to be indicated in box D is ten times the amount of the designation fee. If, for example, 15 national patents and three regional patents (an ARIPO patent, a European patent and an OAPI patent) are sought (totalling 18 designations), the figure to be indicated in box D is ten times the amount of the designation fee.

The designation fees must be paid within one month from the date of receipt of the international application by the receiving Office or 12 months from the priority date, whichever time limit expires later.

**Box P: Fee for Priority Document** (Rule 17.1(b)): Where the applicant has requested, by marking the applicable check-box in Box No. VI of the request, that the receiving Office prepare and transmit to the International Bureau a certified copy of the earlier application the priority of which is claimed, the amount of the fee prescribed by the receiving Office for such service may be entered (for information, see Annex C of Volume I of the PCT Applicant's Guide).

If that fee is not paid at the latest before the expiration of 16 months from the priority date, the receiving Office may consider the request under Rule 17.1(b) as not having been made.

**Total Box:** The total of the amounts entered in boxes T, S, I and P should be entered in this box. If the applicant so wishes, the currency in which the fees are paid may be indicated next to or in the total box.

**Later payment of designations fees:** Where the time limit of 12 months from the priority date expires later than one month from the date of receipt of the international application by the receiving Office, and the applicant wishes to delay the payment of the designation fees, it is recommended that the corresponding check-box be marked.

### MODE OF PAYMENT

In order to help the receiving Office identify the mode of payment of the prescribed fees, it is recommended that the applicable check-box(es) be marked.

### AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

The receiving Office will not charge fees to deposit accounts unless the deposit account authorization is signed and indicates the deposit account number.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

##### Swaziland

**Swaziland**, which became bound by the PCT on September 20, 1994, has announced that the **Office of the African Regional Industrial Property Organization (ARIPO)** will act as receiving Office for international applications filed by nationals and residents of Swaziland. Swaziland, which is a member State of ARIPO, has furthermore notified that its national law provides, pursuant to Article 45(2) of the PCT, for the closing of the national route which means that the designation of Swaziland in any international application has the effect of a designation of Swaziland for an ARIPO patent under the Harare Protocol. Thus a national patent for Swaziland cannot be obtained through the PCT. Any designation for an ARIPO patent made in an international application filed on or after September 20, 1994, includes the designation of Swaziland.

General information on Swaziland as a new Contracting State is given in “Annex B1(SZ)” which is published at the end of this Section IV.

[Updating of PCT Gazette No. 17/1994, page 11227]

#### INTERNATIONAL SEARCHING AUTHORITIES

#### INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

#### Agreement between the United States Patent and Trademark Office and the World Intellectual Property Organization<sup>1</sup>

##### Amendment to Annex A

The **United States Patent and Trademark Office (USPTO)** has notified the International Bureau, in accordance with Article 11(3)(I) of the Agreement, of an amendment to Annex A of the Agreement. The amended Annex reads as follows:

##### “ANNEX A

##### STATES AND LANGUAGES

- (1) Under Article 3(1) of the Agreement, the Authority
  - (i) shall act for the following States:  
United States of America, Brazil, Barbados, Trinidad and Tobago
  - (ii) specifies the following languages:  
English.

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<sup>1</sup> Published in PCT Gazette No. 26/1987, pages 4583 to 4589, No. 08/1989, pages 2023 and 2024, No. 29/1991, pages 12868 and 12869, No. 25/1992, page 11300, and No. 22/1994, pages 14898 and 14899.



- (2) Under Article 3(2) of the Agreement, the Authority
- (i) shall act for the following States:  
United States of America and,  
where the Authority has prepared the international search report,  
Brazil, Barbados, Trinidad and Tobago
  - (ii) specifies the following languages:  
English.”

## FEES PAYABLE UNDER THE PCT

### Belgium

The **Industrial Property Office of Belgium** has notified a new amount of a fee in **Belgian Francs (BEF)**, as specified below:

Fee for priority document (PCT Rule 17.1(b)):	BEF 200 in fee stamps, plus BEF 15 per page, plus BEF 200 as a fee for certification
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[Updating of PCT Gazette No. 16/1994, Annex C(BE), page 10377]

### Finland

The **National Board of Patents and Registration of Finland** has notified a new amount of a fee in **Finnish Markka (FIM)**, as specified below:

Fee for priority document (PCT Rule 17.1(b)):	FIM 122 plus FIM 200 per document plus FIM 5 for each page in excess of 10
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[Updating of PCT Gazette No. 16/1994, Annex C(FI), page 10389]

### Greece

Pursuant to PCT Rule 15.2(d), new amounts of fees in **Greek drachma (GRD)**, as specified below, have been established. The new amounts are applicable as from January 24, 1995.

Basic fee:	GRD 147,000
Supplement fee per sheet over 30:	[No change]
Designation fee:	GRD 36,000

[Updating of PCT Gazette No. 16/1994, Annex C(GR), page 10393]

### Hungary

The **National Office of Inventions, Hungary**, has notified new amounts of fees in **Hungarian Forint (HUF)**, as specified below:

Transmittal fee:	HUF 4,000
National fee:	
– where the Office is a designated Office:	HUF 8,000
– where the Office is an elected Office:	HUF 4,000

[Updating of PCT Gazette No. 16/1994, Annex C(HU), page 10394, and Summary (HU), page 10482]

**FEES PAYABLE UNDER THE PCT (Cont'd)****Ukraine**

The **Ukraine Patent Office** has notified new amounts of fees in **Ukrainian Karbovanets (UAK)** and **US Dollars (USD)**, as specified below:

Transmittal fee:	UAK 900,000
Fee for priority document (PCT Rule 17.1(b)):	UAK 60,000 plus 3,000 per sheet in excess of 20
National fee:	
For patent:	
Filing fee:	USD 100
Examination fee:	USD 400
For utility model:	
Filing fee:	USD 60

Exemptions, reductions or refunds of the national fee:

The examination fee is reduced by 50% where an international search report has been established or a decision to grant a patent has been taken in a State having a substantive examination system for granting patents

[Updating of PCT Gazette No. 16/1994, Annex C(UA), page 10425, and Summary (UA), page 10514]

**INFORMATION ON CONTRACTING STATES****Luxembourg**

The **Intellectual Property Office of Luxembourg** has notified a change in its telephone number as follows:

Telephone: (352) 478 41 63, 478 41 13

[Updating of PCT Gazette No. 16/1994, Annex B1(LU), page 10313]

**Ukraine**

The **Ukraine Patent Office** has notified the International Bureau of a modification in the types of protection available in Ukraine, as follows:

Types of protection available: Patents, utility models

[Updating of PCT Gazette No. 16/1994, Annex B1(UA), page 10358]

**INFORMATION ON CONTRACTING STATES (Cont'd)****United Kingdom**

The **United Kingdom Patent Office** has notified changes in its telephone and facsimile machine numbers as follows:

Telephone: (44-1633) 81 45 86 (for international applications)  
(44-1633) 81 40 00 (operator service)

Facsimile machine: (44-1633) 81 44 44

[Updating of PCT Gazette No. 16/1994, Annex B1(GB), page 10283]

**DESIGNATED STATES****Norway**

The **Norwegian Patent Office** has notified a change in its requirement as to the contents of the translation for the entry into the national phase under PCT Article 39(1), as follows:

Required contents of the translation for the entry into the national phase:	Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, as originally filed or as amended by the annexes to the international preliminary examination report, at applicant's option)
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[Updating of PCT Gazette No. 16/1994, Summary (NO), page 10499]

**Ukraine**

The **Ukraine Patent Office** has notified a new special requirement for entry into the national phase under PCT Rule 51<sup>bis</sup>, as follows:

Special requirement of the Office (PCT Rule 51 <sup>bis</sup> ):	Instrument of assignment of the priority application where the applicants are not identical
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[Updating of PCT Gazette No. 16/1994, Summary (UA), page 10514]

**INFORMATION ON CONTRACTING STATES****RECEIVING OFFICES****DESIGNATED (OR ELECTED) OFFICES****Armenia, Estonia, Liberia, Madagascar, Swaziland**

General information on **Armenia, Estonia, Liberia, Madagascar** and **Swaziland** as Contracting States, as well as information on the requirements of the **Armenian Patent Office**, the **Estonian Patent Office**, the **Bureau of Archives, Patents, Trade Marks and Copyright of Liberia** and the **Industrial Property Office of Madagascar**, as receiving Offices and designated (or elected) Offices is given in "Annex B1(AM)", "Annex C(AM)", "Summary (AM)", "Annex B1(EA)", "Annex C(EA)", "Summary (EA)", "Annex B1(LR)", "Annex C(LR)", "Summary (LR)", "Annex B1(MG)", "Summary (MG)" and "Annex B1(SZ)" which are published on the following pages.

**B1 Information on Contracting States B1****AM ARMENIA AM****General information**

Name of Office:	Armenian Patent Office
Location and mailing address:	Government House 3, Central Avenue, Yerevan 375010, Armenia
Telephone:	(7-885-2) 520 673
Facsimile machine:	(7-885-2) 580 631
Teleprinter:	
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL or Federal Express
Competent receiving Office for nationals and residents of Armenia:	Armenian Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Armenia is designated (or elected):	Armenian Patent Office (see Volume II)
May Armenia be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents
Provisions of the law of Armenia concerning international-type search:	None
Provisional protection after international publication:	None

[continued on next page]

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>AM</b>	<b>ARMENIA</b>	<b>AM</b>
	[continued]	

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**Information of interest if Armenia is designated (or elected)**

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Time when the name and address of the inventor must be given if Armenia is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit under PCT Article 22 or 39(1)(a), the Armenian Patent Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

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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?

No

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Are there special provisions concerning the deposit of microorganisms?

No

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<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>AM</b>	<b>ARMENIAN PATENT OFFICE</b>	<b>AM</b>

Competent receiving Office for nationals and residents of:	Armenia
Language in which international applications may be filed:	Russian or English
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	Russian Patent Office for international applications filed in Russian or English, or European Patent Office for international applications filed in English
Competent International Preliminary Examining Authority:	Russian Patent Office or European Patent Office for international applications for which the European Patent Office has established the international search report
Fees payable to the receiving Office:	Currency: Armenian Dram (AMD) and US Dollar (USD)
Transmittal fee:	AMD <sup>1</sup> ...
Basic fee:	USD 530 (604) <sup>2</sup>
Supplement per sheet over 30:	USD 10 (12) <sup>2</sup>
Designation fee:	USD 128 (147) <sup>2</sup>
Search fee:	See Annex D (Russian Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	AMD <sup>1</sup> ...
Is an agent required by the receiving Office?	No, if applicant resides in Armenia Yes, if he is a non-resident
Who can act as agent?	Any patent attorney registered to practice before the Office

<sup>1</sup> The amounts of fees in Dram are not yet known. They will be fixed in the future and will be subject to periodical revision. The Office or the agent should be consulted for the latest applicable schedule of fees.

<sup>2</sup> The amount in brackets is applicable as from January 1, 1995.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****AM****ARMENIAN PATENT OFFICE****AM****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	Armenian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Request, description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Request, description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: US Dollar (USD) Filing fee: <sup>1</sup> USD 90 Claim fee for each independent claim in excess of one: USD 20 Preliminary examination fee: <sup>1</sup> USD 90 Claim fee for each independent claim in excess of one: USD 45
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>2</sup>	Appointment of an agent if applicant is not resident in Armenia
Who can act as agent?	Any patent attorney registered to practice before the Office

<sup>1</sup> Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit which shall be fixed in the invitation.

**B1** Information on Contracting States **B1****EE** ESTONIA **EE****General information**

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Name of Office:	Riigi Patendiamet Estonian Patent Office
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Location and mailing address:	Toompuiestee 7, EE0100 Tallinn, Estonia
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Telephone:	(372-2) 45 13 42
Facsimile machine:	(372-2) 45 13 42
Teleprinter:	-

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Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
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Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes
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Competent receiving Office for nationals and residents of Estonia:	Estonian Patent Office or International Bureau of WIPO, at the choice of the applicant (see Annex C)
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Competent designated (or elected) Office if Estonia is designated (or elected):	Estonian Patent Office (see Volume II)
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May Estonia be elected?	Yes (bound by Chapter II of the PCT)
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Types of protection available:	Patents, utility models (a utility model may be sought instead of or in addition to a national patent)
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Provisions of the law of Estonia concerning international-type search:	Section 23(2) of the Estonian Patent Law
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Provisional protection after international publication:	None
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**B1** **Information on Contracting States** **B1****EE** **ESTONIA** **EE**

[continued]

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**Information of interest if Estonia is designated (or elected)**

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Time when the name and address of the inventor must be given if Estonia is designated:

Must be in the request. If the data concerning the inventor are missing at the expiration of the time limit under PCT Article 22 or 39(1)(a), the Estonian Patent Office will invite the applicant to comply with the requirement within the time limit fixed in the invitation.

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?

No

Are there special provisions concerning the deposit of microorganisms?

No

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<b>C</b>	<b>Receiving Offices</b>	<b>C</b>
<b>EE</b>	<b>ESTONIAN PATENT OFFICE</b>	<b>EE</b>

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Competent receiving Office for nationals and residents of:	Estonia
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Language in which international applications may be filed:	English or German
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Number of copies required by the receiving Office:	3
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Competent International Searching Authority:	European Patent Office
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Competent International Preliminary Examining Authority:	European Patent Office
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Fees payable to the receiving Office:	Currency: Estonian Kroon (EEK)
Transmittal fee:	EEK 1,500
Basic fee:	Equivalent in EEK of Swiss Francs 762
Supplement per sheet over 30:	Equivalent in EEK of Swiss Francs 15
Designation fee:	Equivalent in EEK of Swiss Francs 185
Search fee:	See Annex D (European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	EEK 200

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Is an agent required by the receiving Office?	No, if applicant resides in Estonia Yes, if he is a non-resident
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Who can act as agent?	Any registered Estonian patent attorney resident in Estonia
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**SUMMARY****Designated  
(or elected) Office****SUMMARY****EE****ESTONIAN PATENT OFFICE****EE****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 20 months from the priority date Under PCT Article 39(1): 30 months from the priority date
Translation of international application required into: <sup>1</sup>	Estonian
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, both as originally filed and as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: Estonian Kroon (EEK) For patent: Basic fee: <sup>2</sup> EEK 3,000 Claim fee for each claim in excess of ten: <sup>3</sup> EEK 200 Additional fee for late furnishing of translation or copy: <sup>1</sup> EEK 500 Annual fees for the first three years: <sup>4</sup> EEK 1,400 For utility model: Filing fee: EEK 1,600
Exemptions, reductions or refunds of the national fee:	None

[continued on next page]

<sup>1</sup> Where the basic fee has been paid within the time limit applicable under PCT Article 22 or 39(1), the translation may be filed within two months from the expiration of that time limit, provided that the additional fee for late furnishing of the translation has been paid within those two months. The translation of the abstract is not required in case of a utility model application.

<sup>2</sup> Must be paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>3</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

<sup>4</sup> These fees are due on the last day of the month containing the second anniversary (24 months) of the international filing date; where PCT Article 39(1) applies, they are payable within two months after performing the acts for entering the national phase, unless the 24-month time limit has not yet expired.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****EE****ESTONIAN PATENT OFFICE****EE**

[continued]

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Special requirements of the Office  
(PCT Rule 51<sup>bis</sup>):<sup>5</sup>

Declaration concerning the right of the applicant to apply for a patent where the applicant is not an inventor or where the applicant is a legal entity

Appointment of an agent if applicant is not resident in Estonia

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Who can act as agent?

Any registered Estonian patent attorney resident in Estonia

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<sup>5</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>LR</b>	<b>LIBERIA</b>	<b>LR</b>

### General information

Name of Office:	Ministry of Foreign Affairs, Bureau of Archives, Patents, Trade Marks and Copyright
Location:	Mamba Point, Monrovia, Liberia
Mailing address:	P.O. Box 9002, Monrovia, Liberia
Telephone:	(231) 22 30 11
Facsimile machine:	(231) 24 40 47
Teleprinter:	(0997) 44211
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within 14 days from the date of transmission, if the transmitted document is an international application or a replacement sheet containing corrections or amendments of an international application. No, only upon invitation in the case of other documents.
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL or EMS
Competent receiving Office for nationals and residents of Liberia:	Bureau of Archives, Patents, Trade Marks and Copyright or International Bureau of WIPO, at the choice of the applicant (see Annex C)
Competent designated (or elected) Office if Liberia is designated (or elected):	Bureau of Archives, Patents, Trade Marks and Copyright (see Volume II)
May Liberia be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents
Provisions of the law of Liberia concerning international-type search:	None
Provisional protection after international publication:	None

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**B1** **Information on Contracting States** **B1****LR** **LIBERIA** **LR**

[continued]

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**Information of interest if Liberia is designated (or elected)**

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Time when the name and address of the inventor must be given if Liberia is designated:

Must be in the request. If the data concerning the inventor are missing at the expiry of the time limit applicable under PCT Article 22 or 39(1)(a), the Bureau of Archives, Patents, Trade Marks and Copyright will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

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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?

No

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Are there special provisions concerning the deposit of microorganisms?

No

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**C** **Receiving Offices** **C**

**LR** **BUREAU OF ARCHIVES, PATENTS, TRADE** **LR**

**MARKS AND COPYRIGHT (LIBERIA)**

Competent receiving Office for nationals and residents of:	Liberia
Language in which international applications may be filed:	English
Number of copies required by the receiving Office:	3
Competent International Searching Authority:	Australian Patent Office, Austrian Patent Office, Chinese Patent Office, Swedish Patent Office or rEuropean Patent Office
Competent International Preliminary Examining Authority:	Australian Patent Office, Austrian Patent Office, Chinese Patent Office, Swedish Patent Office or European Patent Office (for international applications for which the European Patent Office has established the international search report)
Fees payable to the receiving Office:	Currency: Liberian Dollar (LRD) and US Dollar (USD)
Transmittal fee:	USD 45
Basic fee:	USD 530 (604) <sup>1</sup>
Supplement per sheet over 30:	USD 10 (12) <sup>1</sup>
Designation fee:	USD 128 (147) <sup>1</sup>
Search fee:	See Annex D (Australian Patent Office, Austrian Patent Office, Chinese Patent Office, Swedish Patent Office or European Patent Office)
Fee for priority document (PCT Rule 17.1(b)):	LRD 75
Is an agent required by the receiving Office?	Yes
Who can act as agent?	Any attorney registered by the Legal Bar Association

<sup>1</sup> The amount in brackets is applicable as from January 1, 1995.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****LR BUREAU OF ARCHIVES, PATENTS, TRADE MARKS AND COPYRIGHT (LIBERIA) LR****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 21 months from the priority date Under PCT Article 39(1): 31 months from the priority date
Translation of international application required into: <sup>1</sup>	English
Required contents of the translation for the entry into the national phase:	Under PCT Article 22: Description, claims (if amended, as amended only, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee: <sup>1</sup>	Currency: Liberian Dollar (LRD) Filing fee: LRD 75
Exemptions, reductions or refunds of the national fee:	None
Special requirements of the Office (PCT Rule 51 <sup>bis</sup> ): <sup>2</sup>	Appointment of an agent if the applicant is not resident in Liberia Oath or declaration of the inventor
Who can act as agent?	Any attorney registered by the Legal Bar Association

<sup>1</sup> Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.



**B1 Information on Contracting States B1****MG MADAGASCAR MG****General information**

Name of Office:	Office malgache de la propriété industrielle Industrial Property Office of Madagascar
Location:	Lot II T 62 B Mangasoavina, Antananarivo 101, Madagascar
Mailing address:	B.P. 8237, Antananarivo 101, Madagascar
Telephone:	(261-2) 255 15, 305 12
Facsimile machine:	(261-2) 305 12
Teleprinter:	-
Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	Yes, by facsimile machine
Which kinds of documents may be so transmitted?	All kinds of documents
Must the original of the document be furnished in all cases?	Yes, within one month from the date of the transmission
Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	Yes, provided that the delivery service is DHL, Express Mail Service or any other service which is recognized worldwide and is available in Madagascar
Competent receiving Office for nationals and residents of Madagascar:	International Bureau of WIPO (see Annex C)
Competent designated (or elected) Office if Madagascar is designated (or elected):	Industrial Property Office of Madagascar (see Volume II)
May Madagascar be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	Patents, certificates of addition
Provisions of the law of Madagascar concerning international-type search:	Article 51 of Ordinance No. 89-019 on the Protection of Industrial Property in Madagascar

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**B1** Information on Contracting States **B1****MG** MADAGASCAR **MG**

[continued]

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Provisional protection after international publication: None

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**Information of interest if Madagascar is designated (or elected)**

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Time when the name and address of the inventor must be given if Madagascar is designated: Must be in the request. If not already complied with within the time limit applicable under PCT Article 22 or 39(1)(a), the Industrial Property Office of Madagascar will invite the applicant to comply with the requirement within four months from the date of receipt of the invitation.

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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? No

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Are there special provisions concerning the deposit of microorganisms? No

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**SUMMARY****Designated  
(or elected) Office****SUMMARY****MG****INDUSTRIAL PROPERTY OFFICE OF  
MADAGASCAR****MG****Summary of requirements for entry into the national phase**

Time limits applicable for the entry into the national phase:	Under PCT Article 22: 20 months from the priority date Under PCT Article 39(1): 30 months from the priority date
Translation of international application required into: <sup>1</sup>	French
Required contents of the translation for the entry into the national phase: <sup>1</sup>	Under PCT Article 22: Description, claims (if amended, only as amended, together with any statement under PCT Article 19), any text matter of drawings, abstract Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts amended, only as amended by the annexes to the international preliminary examination report)
Is a copy of the international application required?	No
National fee:	Currency: Malagasy Franc (MGF) Filing fee: <sup>2</sup> MGF 150,000 Annual fees: <sup>3</sup> – from the 3rd to the 5th year, per year: MGF 75,000 – from the 6th to the 10th year, per year: MGF 100,000 – from the 11th to the 15th year, per year: MGF 150,000 – from the 16th to the 20th year, per year: MGF 200,000 Fee for requesting extension of protection beyond the 15th year: MGF 40,000

[continued on next page]

<sup>1</sup> Must be furnished within the time limit applicable under PCT Article 22 or 39(1).

<sup>2</sup> If not already paid within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to pay the filing fee within a time limit of four months after receipt of that invitation.

<sup>3</sup> The fee for the third year is due within 24 months from the international filing date; where PCT Article 39(1) applies, it is due within 30 months from the priority date if that 30-month time limit expires later.

**SUMMARY****Designated  
(or elected) Office****SUMMARY****MG****INDUSTRIAL PROPERTY OFFICE OF  
MADAGASCAR****MG**

[continued]

Exemptions, reductions or refunds of the national fee:

None

Special requirements of the Office (PCT Rule 51<sup>bis</sup>):<sup>4</sup>

Name and address of the inventor if they have not been furnished in the "Request" part of the international application

Deed of assignment or declaration concerning the inventor and the right of the applicant to apply for a patent

Declaration by the applicant concerning his right to claim priority of the earlier application, if he did not apply himself for that earlier application

Appointment of an agent if applicant is not resident in Madagascar<sup>5</sup>

Who can act as agent?

Any patent agent with the right to practice before the Office, resident in Madagascar

<sup>4</sup> If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit of four months from the date of receipt of the invitation.

<sup>5</sup> The Office has waived this requirement until further notice.

<b>B1</b>	<b>Information on Contracting States</b>	<b>B1</b>
<b>SZ</b>	<b>SWAZILAND</b>	<b>SZ</b>

**General information**

Name of Office:	Registrar General's Office
Location:	Ministry of Justice Building, Mbabane, Swaziland
Mailing address:	P.O. Box 460, Mbabane, Swaziland
Telephone:	(268) 43041, 43042, 46010
Facsimile machine:	(268) 43531
Teleprinter:	–
Competent receiving Office for nationals and residents of Swaziland:	ARIPO Office or International Bureau of WIPO, at the choice of applicant (see Annex C)
Competent designated (or elected) Office if Swaziland is designated (or elected):	ARIPO Office (see Volume II)
May Swaziland be elected?	Yes (bound by Chapter II of the PCT)
Types of protection available:	ARIPO patents

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### INTERNATIONAL SEARCHING AUTHORITIES

##### Agreement between the Spanish Patent and Trademark Office and the World Intellectual Property Organization<sup>1</sup>

##### Annexes to the Agreement

The **Spanish Patent and Trademark Office** has notified the International Bureau in accordance with Article 11(3) of the Agreement, of amendments to Annex B of the Agreement. The new amounts of fees are applicable as from January 1, 1995. The Annexes to the Agreement read as follows:

##### “ANNEX A

##### SUBJECT MATTER NOT EXCLUDED FROM SEARCH

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

None.

##### ANNEX B

##### FEES AND CHARGES FOR INTERNATIONAL SEARCH

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

Kind of fee or charge	Amount Peseta
Search fee (Rule 16.1(a)) .....	60,000
Additional fee (Rule 40.2(a)) .....	60,000
Cost of copies Rule 44.3(b)	
(national documents) .....	500
(foreign documents) .....	700 per document

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<sup>1</sup> Published in PCT Gazette No. 26/1993, pages 14228 to 14231.

**Part II: Conditions and Extent of Refund of the Search Fee**

(1) Any amount paid by mistake, without cause, or in excess of the amount due, for fees or charges indicated in Part I shall be refunded.

(2) Where the international application is withdrawn or is considered withdrawn, under Article 14(1), (3) or (4), before the start of the international search, the amount of the search fee paid shall be fully refunded.

(3) Where the Authority benefits from an earlier search, 25%, 50%, 75% or 100% of the search fee paid shall be refunded, depending upon the extent to which the Authority benefits from that earlier search.”

**FEES PAYABLE UNDER THE PCT****Republic of Moldova**

The **Moldova Patent Office** has notified new amounts of fees in **US Dollars (USD)**, as specified below:

For patent:

Filing fee: USD 50

Examination fee: USD 400

Renewal fees for the 3rd to the 5th year,  
per year: USD 80

For utility model:

Filing fee: USD 50

Exemptions, reductions or refunds of the  
national fee:

The examination fee is reduced by 50% where an international search report or an international preliminary examination report has been established

[Updating of PCT Gazette No. 16/1994, Summary (MD), page 10495]

**Spain**

The **Spanish Patent and Trademark Office** has notified new amounts of fees in **Pesetas (ESP)**, as specified below. The new amounts are applicable as from January 1, 1995.

Fee for priority document  
(PCT Rule 17.1(b)):

ESP 3,275

Search fee:

ESP 60,000

Additional search fee:

ESP 60,000

[Updating of PCT Gazette No. 16/1994, Annex C(ES), page 10388, and Annex D(ES), page 10434]

**FEES PAYABLE UNDER THE PCT (Cont'd)****International Bureau**

Pursuant to PCT Rule 16.1(c), new amounts in **Swiss Francs (CHF)** and **US Dollars (USD)**, as specified below, have been established for the search fee for an international search by the Spanish Patent and Trademark Office. The new amounts are applicable as from January 1, 1995.

Search fee (international search by the Spanish Patent and Trademark Office):	CHF 600	USD 455
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[Updating of PCT Gazette No. 16/1994, Annex D(ES), page 10434]

**INFORMATION ON CONTRACTING STATES****Denmark**

The **Danish Patent Office** has notified changes in its telephone and facsimile machine numbers as follows:

Telephone:	(45-43) 50 80 00
Facsimile machine:	(45-43) 50 80 01

[Updating of PCT Gazette No. 16/1994, Annex B1(DK), page 10274]

**Greece**

The **Industrial Property Organization of Greece** has notified the International Bureau of modifications in its requirements as to the acceptance of filing documents by means of telecommunication and of the evidence of mailing documents by delivery services other than the postal authorities, as follows:

Does the Office accept the filing of documents by means of telecommunication (PCT Rule 92.4)?	No
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Would the Office accept evidence of mailing a document, in case of loss or delay, where a delivery service other than the postal authorities is used (PCT Rule 82.1)?	No
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[Updating of PCT Gazette No. 16/1994, Annex B1(GR), page 10288]