

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

#### CONTRACTING STATES

##### **Islamic Republic of Mauritania**

The Government of the Islamic Republic of Mauritania has deposited its instrument of accession to the Patent Cooperation Treaty (PCT) on January 13, 1983.

The PCT will enter into force, with respect to the Islamic Republic of Mauritania, on April 13, 1983. As of this date, nationals and residents of the Islamic Republic of Mauritania will become entitled to file international applications under the PCT, and, from the same date, it will be possible to file international applications designating the Islamic Republic of Mauritania, which is a member State of the African Intellectual Property Organization (OAPI).

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

GUIDANCE NOTE CONCERNING STATISTICS

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

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

AT	Austria	KP	Democratic People's Republic of Korea
AU	Australia	LK	Sri Lanka
BE	Belgium	LU	Luxembourg
BR	Brazil	MC	Monaco
CF	Central African Republic	MG	Madagascar
CG	Congo	MW	Malawi
CH	Switzerland	NL	Netherlands
CM	Cameroon	NO	Norway
DE	Germany, Federal Republic of	RO	Romania
DK	Denmark	SE	Sweden
FI	Finland	SN	Senegal
FR	France	SU	Soviet Union
GA	Gabon	TD	Chad
GB	United Kingdom	TG	Togo
HU	Hungary	US	United States of America
JP	Japan	EP	European Patent Office

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\* Published on pages 371 and 372 of PCT Gazette No. 05/1982.

DESIGNATIONS OF STATES BROKEN DOWN  
ACCORDING TO RECEIVING OFFICES

(From 1 October 1982 to 31 December 1982)

Designated States		Receiving Offices																			Total of Designations
		AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	RO	SE	SU	US	EP	
AT	EPO	003	032	005	004	020	022	024	013	028	034	011	010	008	005	-	100	-	213	040	0572
	NAT	001	-	-	002	001	003	009	002	003	002	002	-	-	002	001	018	-	061	003	0110
AU	NAT	003	048	003	003	010	016	014	010	027	036	007	013	007	003	-	068	-	270	026	0564
BE	EPO	002	031	003	004	019	020	023	013	037	033	007	013	009	005	-	098	-	271	032	0620
BR	NAT	001	020	003	-	011	014	010	009	025	014	005	005	006	003	-	047	-	194	024	0391
CF	OAPI	-	001	-	002	002	003	001	002	011	006	-	001	001	002	-	004	-	019	003	0058
CG	OAPI	-	001	-	002	002	003	001	002	011	006	-	001	001	002	-	004	-	019	003	0058
CH	EPO	005	038	005	004	015	026	023	011	034	034	011	015	008	005	001	111	-	261	038	0645
	NAT	001	-	-	001	003	003	008	002	003	002	003	003	-	002	-	020	-	071	004	0126
CM	OAPI	-	001	-	002	002	003	001	002	011	005	-	001	001	002	-	004	-	019	003	0057
DE	EPO	006	050	005	004	022	021	025	018	041	038	014	051	010	007	001	121	-	396	036	0867
	NAT	003	005	-	003	005	-	017	006	007	010	004	023	-	007	001	047	003	123	004	0268
DK	NAT	002	011	003	002	012	010	010	015	015	024	007	002	007	008	-	098	-	169	022	0417
FI	NAT	002	009	003	-	010	008	017	001	012	015	007	002	002	005	-	100	002	121	016	0332
FR	EPO	006	051	005	006	022	029	026	017	022	040	014	061	010	006	001	126	-	417	041	0900
GA	OAPI	-	001	-	002	002	003	001	002	011	005	-	001	001	002	-	004	-	019	003	0057
GB	EPO	005	048	005	005	021	025	025	017	039	031	012	048	010	007	001	119	-	387	041	0846
	NAT	001	018	-	003	003	006	015	005	007	015	004	016	-	007	-	042	001	129	004	0271
HU	NAT	002	003	-	-	003	005	006	004	008	006	001	001	001	001	-	016	-	030	007	0094
JP	NAT	005	052	004	008	021	041	020	021	049	051	014	005	012	007	001	118	002	475	064	0970
KP	NAT	-	004	-	-	004	004	007	-	005	006	001	-	-	002	-	004	-	038	005	0080
LK	NAT	-	001	-	-	002	001	001	-	003	002	-	001	001	-	-	003	-	003	003	0021
LU	EPO	003	026	004	004	017	014	022	008	028	030	005	010	008	002	-	072	-	222	026	0501
	NAT	001	-	-	-	001	001	003	-	002	001	001	-	-	-	-	008	-	054	003	0075
MC	NAT	-	001	-	-	004	003	-	-	006	003	001	008	-	-	-	005	-	023	004	0058
MG	NAT	-	001	-	-	003	-	-	-	002	004	-	001	-	-	-	003	-	012	003	0029
MW	NAT	-	001	-	-	002	006	-	-	002	004	-	002	-	-	-	003	-	013	003	0036
NL	EPO	003	040	004	004	021	022	024	013	039	036	009	027	008	005	-	109	-	312	030	0706
	NAT	001	002	-	001	003	001	011	002	004	003	002	009	-	006	-	022	001	081	005	0154
NO	NAT	002	012	003	-	013	005	020	014	015	017	003	003	004	001	-	100	-	145	018	0375
RO	NAT	-	002	-	-	004	003	002	002	007	007	002	001	001	001	-	011	-	039	007	0089
SE	EPO	006	042	005	004	021	019	025	018	033	033	010	014	009	007	-	076	-	295	034	0651
	NAT	001	001	-	002	002	005	010	006	005	003	001	002	-	007	-	011	001	099	005	0161
SN	OAPI	-	001	-	002	002	003	001	002	011	005	-	001	001	002	-	004	-	019	003	0057
SU	NAT	002	005	001	-	008	008	009	018	020	009	007	003	003	002	-	040	-	099	017	0251
TD	OAPI	-	001	-	002	002	003	001	002	011	005	-	001	001	002	-	004	-	019	003	0057
TG	OAPI	-	001	-	002	002	003	001	002	011	005	-	001	001	002	-	004	-	019	003	0057
US	NAT	007	056	005	008	026	047	025	023	061	056	016	078	010	008	002	135	002	100	060	0725
Sub-Total National		035	247	025	033	151	190	214	140	288	290	088	178	054	072	005	919	012	2349	307	5597
Sub-Total European		039	358	041	039	178	199	217	128	301	309	093	249	080	049	004	932	-	2774	318	6308
Sub-Total OAPI		-	007	-	014	014	021	007	014	077	037	-	007	007	014	-	028	-	0133	021	0401
Total of Designations		074	612	066	086	343	410	438	282	666	636	181	434	141	135	009	1879	012	5256	646	12306

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Sri Lanka and Malawi acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Senegal and Togo.

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

(From 1 October 1982 to 31 December 1982)

LANGUAGES	RECEIVING OFFICES																		Total Number of Record Copies Received	
	AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	RO	SE	SU	US		EP
Danish	-	-	-	-	-	-	014	-	-	-	-	-	-	-	-	-	-	-	-	0014
Dutch	-	-	-	-	-	-	-	-	-	-	-	-	001	-	-	-	-	-	-	0001
English	-	057	-	008	-	-	015	015	-	059	012	-	012	003	002	082	-	506	022	0793
Finnish	-	-	-	-	-	-	-	011	-	-	-	-	-	-	-	-	-	-	-	0011
French	-	-	005	-	009	-	-	-	062	-	-	-	-	-	-	-	-	-	003	0079
German	007	-	-	-	021	050	-	-	-	-	006	-	001	-	-	-	-	-	046	0131
Japanese	-	-	-	-	-	-	-	-	-	-	-	088	-	-	-	-	-	-	-	0088
Norwegian	-	-	-	-	-	-	-	-	-	-	-	-	-	008	-	-	-	-	-	0008
Russian	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	003	-	-	0003
Swedish	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	067	-	-	-	0067
<b>Total Number of Record Copies Received</b>	007	057	005	008	030	050	029	026	062	059	018	088	014	011	002	149	003	506	071	1195

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi and Sri Lanka acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Senegal and Togo.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

#### RECEIVING OFFICES

##### Fees Payable to the Receiving Office

#### NEW AMOUNTS OF FEES IN POUNDS STERLING ESTABLISHED UNDER RULES 15.2(d) AND 57.2(e)

New amounts in Pound Sterling, as indicated below, have been established for the fees specified, pursuant to Rules 15.2(d) and 57.2(e) of the Regulations under the PCT. The new amounts are applicable on and from April 17, 1983.

Kind of Fee	Amount
1. <i>Basic Fee</i> (Rule 15.2(d)) if the international application contains not more than 30 sheets	£ 183
if the international application contains more than 30 sheets	£ 183 plus £ 3.90 for each sheet in excess of 30 sheets
2. <i>Designation Fee</i> (Rule 15.2(a))	£ 44
3. <i>Handling Fee</i> (Rule 57.2(a))	£ 56

#### RECEIVING OFFICES

##### DESIGNATED (OR ELECTED) OFFICES

##### Fees payable to the Receiving and Designated (or Elected) Offices

The **Danish Patent Office** has notified new amounts of fees, as specified below, payable to it as receiving and as designated Office. The new amounts are applicable to all payments of the said fees due on and from March 1, 1983.

Kind of Fee	New Amount Danish Kroner
Transmittal Fee	400
Filing Fee	1,000
Additional Fee for each claim in excess of 10	200

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GUIDANCE NOTE CONCERNING STATISTICS

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AT	Austria	KP	Democratic People's Republic of Korea
AU	Australia	LK	Sri Lanka
BE	Belgium	LU	Luxembourg
BR	Brazil	MC	Monaco
CF	Central African Republic	MG	Madagascar
CG	Congo	MW	Malawi
CH	Switzerland	NL	Netherlands
CM	Cameroon	NO	Norway
DE	Germany, Federal Republic of	RO	Romania
DK	Denmark	SE	Sweden
FI	Finland	SN	Senegal
FR	France	SU	Soviet Union
GA	Gabon	TD	Chad
GB	United Kingdom	TG	Togo
HU	Hungary	US	United States of America
JP	Japan	EP	European Patent Office

\* Published on pages 371 and 372 of PCT Gazette No. 05/1982.

DESIGNATIONS OF STATES BROKEN DOWN  
ACCORDING TO RECEIVING OFFICES

(From 1 January 1982 to 31 December 1982)

Designated States		Receiving Offices																			Total of Designations	
		AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	LU	NL	NO	RO	SE	SU	US		EP
AT	EPO	013	116	021	013	074	117	075	028	102	160	049	058	-	021	029	002	272	-	705	141	1996
	NAT	005	002	001	002	010	016	023	006	010	011	004	007	001	-	004	001	058	015	144	019	0339
AU	NAT	009	175	017	003	057	059	057	017	087	192	029	109	-	015	026	-	199	013	924	096	2084
BE	EPO	019	115	013	010	071	109	083	028	116	169	031	065	-	022	036	-	271	-	824	137	2119
BR	NAT	007	066	012	-	044	043	034	014	085	097	018	034	001	013	019	-	127	006	660	089	1369
CF	OAPI	001	004	004	005	007	005	001	002	034	018	002	014	-	002	004	-	009	-	074	011	0197
CG	OAPI	001	004	004	005	007	005	001	002	035	017	002	014	-	002	004	-	009	-	071	011	0194
CH	EPO	027	132	020	014	055	124	076	029	119	168	050	112	-	022	029	004	294	-	878	137	2290
	NAT	003	002	001	002	013	017	022	006	015	014	005	031	-	-	005	-	068	016	193	019	0432
CM	OAPI	001	004	004	005	007	005	001	002	036	016	002	014	-	002	004	-	009	-	072	011	0195
DE	EPO	032	180	024	014	080	106	091	048	139	214	057	297	-	029	047	005	348	-	1399	139	3249
	NAT	014	030	002	004	027	009	053	017	032	045	010	143	-	003	016	001	170	041	462	020	1099
DK	NAT	011	039	011	002	050	036	041	037	066	130	031	028	-	019	046	001	270	-	519	093	1430
FI	NAT	009	025	012	-	040	021	065	005	045	079	031	024	-	005	034	001	271	009	358	077	1111
FR	EPO	032	183	024	017	084	152	090	047	093	223	057	357	-	030	047	007	366	-	1472	167	3448
GA	OAPI	001	004	004	005	007	005	001	002	034	016	002	014	-	002	004	-	009	-	071	011	0192
GB	EPO	028	176	023	014	080	132	090	043	132	154	053	288	-	030	049	004	337	-	1339	154	3126
	NAT	005	053	001	004	018	029	051	014	026	067	008	122	-	001	018	-	154	026	432	030	1059
HU	NAT	010	012	005	001	018	013	016	010	030	029	001	019	-	003	001	-	049	-	106	037	0360
JP	NAT	024	186	023	016	113	185	086	048	173	286	054	034	001	034	040	005	334	037	1663	248	3590
KP	NAT	001	011	004	-	015	008	011	-	018	033	003	-	-	001	005	-	014	-	119	017	0260
LK	NAT	001	003	-	-	002	001	002	-	006	009	-	011	-	001	-	-	005	-	006	004	0051
LU	EPO	018	092	018	012	063	080	066	017	102	144	020	048	-	019	023	-	196	-	680	101	1699
	NAT	003	001	001	-	003	006	005	001	011	010	001	002	-	-	-	-	022	003	106	010	0185
MC	NAT	001	005	002	-	011	004	004	-	023	012	003	029	-	-	001	-	015	-	058	016	0184
MG	NAT	001	003	003	-	007	001	003	-	014	013	001	014	-	-	-	-	008	-	047	011	0126
MW	NAT	001	004	003	-	007	007	002	-	010	015	001	015	-	-	-	-	008	-	046	011	0130
NL	EPO	021	145	022	012	077	121	086	031	127	189	043	124	-	023	041	-	296	-	1086	134	2578
	NAT	003	013	001	001	008	013	034	007	012	013	006	050	-	-	010	-	077	010	232	018	0508
NO	NAT	010	043	011	-	050	020	081	039	058	099	024	030	-	008	005	-	277	003	481	073	1312
RO	NAT	005	008	005	-	020	007	010	006	024	022	016	016	-	002	001	-	029	-	154	028	0353
SE	EPO	025	151	019	013	074	118	091	044	117	193	048	092	-	023	045	-	211	-	983	133	2379
	NAT	003	008	001	002	008	019	043	015	013	015	002	017	-	-	016	-	044	013	294	021	0534
SN	OAPI	001	004	004	005	007	005	001	002	034	016	002	014	-	002	004	-	009	-	071	011	0192
SU	NAT	013	026	009	003	036	036	032	037	059	062	037	042	-	006	011	002	114	-	318	059	0902
TD	OAPI	001	004	004	005	007	005	001	002	034	016	002	014	-	002	004	-	009	-	071	011	0192
TG	OAPI	001	004	004	005	007	005	001	002	034	016	002	014	-	002	004	-	009	-	071	011	0192
US	NAT	026	210	026	019	124	224	104	051	211	297	058	463	001	039	055	008	405	039	300	249	2909
Sub-Total National		165	925	151	059	681	774	779	330	1028	1550	343	1240	004	150	313	019	2718	231	7622	1245	20327
Sub-Total European		215	1290	184	119	658	1058	748	315	1047	1614	408	1441	-	219	346	022	2591	-	9366	1243	22884
Sub-Total OAPI		007	028	028	035	049	035	007	014	241	115	014	098	-	014	028	-	063	-	501	077	01354
Total of Designations		387	2243	363	213	1388	1867	1534	659	2316	3279	765	2779	004	383	687	041	5372	231	17489	2565	44565

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Monaco, Malawi and Sri Lanka as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office for Cameroon, the Central African Republic, Chad, Congo, Gabon, Senegal and Togo.

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

(From 1 January 1982 to 31 December 1982)

LANGUAGES	RECEIVING OFFICES																				Total Number of Record Copies Received
	AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	LU	NL	NO	RO	SE	SU	US	EP	
Danish	-	-	-	-	-	-	055	-	-	-	-	-	-	-	-	-	-	-	-	-	0055
Dutch	-	-	-	-	-	-	-	-	-	-	-	-	-	003	-	-	-	-	-	001	0004
English	-	219	002	020	-	-	062	033	-	351	046	-	-	038	026	006	220	-	1795	064	2882
Finnish	-	-	-	-	-	-	-	033	-	-	-	-	-	-	-	-	-	-	-	-	0033
French	-	-	024	-	043	-	-	-	223	-	-	-	001	002	-	001	-	-	-	007	0301
German	035	-	-	-	094	238	-	-	-	-	022	-	-	002	-	001	-	-	-	208	0600
Japanese	-	-	-	-	-	-	-	-	-	-	-	497	-	-	-	-	-	-	-	-	0497
Norwegian	-	-	-	-	-	-	-	-	-	-	-	-	-	-	035	-	-	-	-	-	0035
Russian	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	041	-	-	0041
Swedish	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	227	-	-	-	0227
<b>Total Number of Record Copies Received</b>	035	219	026	020	137	238	117	066	223	351	068	497	001	045	061	008	447	041	1795	280	4675

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Monaco, Malawi and Sri Lanka as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office for Cameroon, the Central African Republic, Chad, Congo, Gabon, Senegal and Togo.



# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### RECEIVING OFFICES

#### Advancement of Fees by the International Bureau: Offices Excluding Rule 16 bis

The International Bureau was informed, on February 14, 1983, by the **National Office for Inventions of Hungary**, as receiving Office under PCT, of the withdrawal of its notification pursuant to PCT Rule 16bis.3 excluding the application of PCT Rule 16bis.1 and PCT Rule 16bis.2.

### FEES PAYABLE UNDER THE PCT

#### New Amounts of Fees

The **European Patent Office** has established new amounts in Pounds Sterling of fees fixed in the EPO's Schedule of Fees. The new amounts in this currency which correspond to the fees published in the PCT Gazette No. 03/1983 of January 20, 1983, are shown below. They are applicable to all payments made on or after March 10, 1983.

Kind of Fee	New Amount Pounds Sterling
Transmittal Fee	47
Search Fee – for a European or supplementary European search	464
– for an international search	472 *
Preliminary Examination Fee	320
Additional Preliminary Examination Fee	320
National Fee	145

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\* This amount applies also to payments made to the Patent Office of the United Kingdom as receiving Office as of the same date.

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### INTERNATIONAL SEARCHING AUTHORITIES

### INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

#### AGREEMENT BETWEEN THE INTERNATIONAL BUREAU OF WIPO AND THE AUSTRIAN PATENT OFFICE

#### AMENDMENTS TO ANNEXES A AND C

The Federal Minister of Trade, Commerce and Industry of Austria has notified the International Bureau of WIPO, pursuant to Article 16(3) of the Agreement\*, of changes in Annexes A and C of this Agreement. These changes will become effective one month after the publication of the present issue of the PCT Gazette, i.e., on May 14, 1983.

#### “ANNEX A

#### STATES AND LANGUAGES SPECIFIED FOR THE PURPOSES OF ARTICLE 3 OF THE AGREEMENT

1. The States specified for the purposes of Article 3(1) of the Agreement are the Hungarian People's Republic and the States regarded as a developing country in conformity with the established practice of the General Assembly of the United Nations, provided Austria, in accordance with its obligations undertaken within the framework of the European Patent Organisation, has concluded with those States an Agreement for that purpose.”

2. to 4. [No change]

#### “ANNEX C

#### SCHEDULE OF FEES AND CHARGES OF THE AUTHORITY AND EXTENT AND CONDITIONS OF REFUNDS OF THE SEARCH FEE FOR THE PURPOSES OF ARTICLE 7 OF THE AGREEMENT

#### (a) Schedule of fees and charges

Fee	Amount in Austrian Schillings
Search fee (Rule 16.1(a)).....	4,500.-
Additional fee (Rule 40.2(a)).....	4,500.-
Preparing copies of cited documents (Rule 44.3(b)).....	6.- per page
Preliminary examination fee (Rule 58.1(b)) .....	4,500.-
Additional fee (Rule 68.3(a)).....	4,500.-
Preparing copies of cited documents (Rule 71.2(b)).....	6.- per page”

(b) [No change]

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\* Published in PCT Gazette No. 06/1979, pages 217 to 223.

**RECEIVING OFFICES  
DESIGNATED (OR ELECTED) OFFICES**

**Fees payable to the Receiving and Designated (or Elected) Offices**

The **United Kingdom Patent Office** has notified new amounts of fees, as specified below, payable to it as receiving and as designated Office. The new amounts are applicable to all payments of the said fees due on and from May 9, 1983.

<b>Kind of Fee</b>	<b>New Amount Pound Sterling</b>
Transmittal Fee	10
National Filing Fee	10

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### RECEIVING OFFICES

### INTERNATIONAL SEARCHING AUTHORITIES

### INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

### DESIGNATED (OR ELECTED) STATES

### Fees Payable to the European Patent Office

### Fee for international search by the European Patent Office

### Important Note

The European Patent Office has fixed new equivalent amounts in Austrian Schilling, Belgian franc, Dutch Guilder, French franc, Luxembourg franc, Pound Sterling, Swedish Kronor and Swiss franc of the above-mentioned fees.

The new equivalents shall be binding on payments made on or after April 21, 1983.

The new equivalents will be published in the Gazette issuing on May 11, 1983. In the meantime, Applicants are advised to contact the European Patent Office for information about the new equivalent of the fees.

### RECEIVING OFFICES

### Advancement of Fees by the International Bureau: Offices excluding Rule 16 bis

The International Bureau was informed by the **Australian Patent Office**, as receiving Office under PCT, of the withdrawal of its notification pursuant to PCT Rule 16*bis*.3 excluding the application of PCT Rule 16*bis*.1 and PCT Rule 16*bis*.2, with effect from April 1, 1983.

## LEGAL DECISIONS AND OPINIONS

**GERMANY (FEDERAL REPUBLIC OF)***German Patent Office*

**Decision of the Federal Patent Court of July 16, 1982, 4 W (pat) 40/81** (published in Blatt für Patent-, Muster- und Zeichenwesen, No. 12/1982, pages 350 to 353)

**Provisions of national law on *restitutio in integrum* applicable to international applications; No invitation for payment of the national fee.**

PCT - Articles. 11(3), 39(1), 39(2), 39(3), 48(2)(a)

Law on International Patent Treaties - Articles III,4(2), 6(2);

Patent Law Sections 35(3), second sentence; 123(1).

*Headnote*

1. *The Examining Section is competent to determine whether the effect of an international application under Article 11(3) of the PCT has ceased in the Federal Republic of Germany.*
2. *The time limit under Article III,6(2) of the Law on International Patent Treaties (LIPT) in conjunction with Article 39(1) of the PCT for the payment of the (national) fee for the international application under Article III,4(2) of the LIPT ends 25 months after the priority date without it being necessary to serve a notification under Section 35(3), second sentence, of the Patent Law.*
3. *Where the applicant exceeds the time limit for paying the (national) fee for the international application, the possibility of *restitutio in integrum* is given in Article 48(2)(a) of the PCT in conjunction with Section 123(1) of the Patent Law.*

**Grounds****I.**

An international application dated March 2, 1979, filed with the Swedish Patent Office, claiming the priority of a Swedish patent application of March 2, 1978, designated, *inter alia*, the Federal Republic of Germany. The International Bureau communicated it on April 23, 1979, to the German Patent Office as designated Office and subsequently notified to the German Patent Office that it had been elected as elected Office on October 2, 1979. The Patent Office sent to the applicants and to their Swedish agent, with the date October 3, 1979, a receipt stating the (German) application number.

By letter of March 26, 1980, received on March 29, 1980, the applicants' German agent notified his appointment, submitted various documents and announced the simultaneous remittance of the national "handling fee of 100 DM." On March 27, 1980, the Patent Office received a remittance for the amount of 10 DM in respect of this application, which was, under instruction of August 28, 1980, transferred back to the applicants' agent as a "not fully paid application fee."

With its notification of October 23, 1980, the Patent Office notified the applicants' agent that, in accordance with Article 11(3) of the PCT, the effect of the international application for the Federal Republic of Germany had ceased (Article 39(2) PCT) since payment of the full national fee had not been made within the time limit laid down by Article 39(1) of the PCT.

The applicants paid a fee of 100 DM on November 5, 1980, in respect of this application and expressed the opinion that the time limit for paying the fee had not yet begun since the necessary communication had not been made by the Patent Office. According to Article 39(1) of the PCT, national law was to be applied in respect of the fee in those cases, such as in the Federal Republic of Germany, where it was charged. The receipt of the documents required for the national phase meant that a national patent-granting procedure had begun as was demonstrated by the fact that a German reference had been allotted which was undistinguishable from the purely national procedure. Article III,4 of the LIPT explicitly referred in respect of the application fee to Section 26(2), sentence 1, of the 1978 Patent Law and thus meant that the application was subject to national law and was not to be dealt with either better or worse than a purely German patent application. Section 26(2), sentence 2, of the 1978 Patent Law,

which is not explicitly excluded, provided that, where the application fee was not paid, the Patent Office was to send a reminder of the payment. Such reminders were not foreign to the PCT either, as transpired from PCT Rules 57.4 and 57.5. The justification given to the draft of a law on international patent treaties (BIPMZ 1976, 322, 330) also assumed only that no reason existed to favor national applications resulting from international applications with respect to other national applications. In the case in point it must have been quite evident to the Examining Section dealing with the file that the payment of 10 DM only by a patent agent's office as an application fee must have been the result of a mistake or a clerical error. It would therefore have been more efficient in respect of procedure and also more appropriate to promoting the "PCT law"—and would not have been incompatible with the statutory requirements—if in this case the Patent Office had issued "an unofficial or official reminder" or a notification of the error. The radical application of the fiction of withdrawal without application of Section 26(2), sentence 2, of the 1978 Patent Law therefore constituted unwarranted stringency, particularly in view of the multiplicity of fees and payment time limits that have to be respected and variously evaluated under the different international treaties, which make the application of these treaties extremely difficult.

The applicants, in making the subsequent payment, had both requested reinstatement within the time limit for paying the application fee and advanced that their agent had erroneously omitted the figure "0" when completing the remittance form. This erroneous remittance had not become obvious until the notification was received from the Patent Office on October 23, 1980. The agent himself completed all remittances from the postal account that were sent from his office and there was therefore no possibility of anyone else checking on their correctness. Such a clerical error was therefore quite possible in view of the large number of remittances to be made although in his 18 years of practice as an agent no such slip had previously occurred.

In its decision of March 26, 1981, the Patent Office—Patent Division 01, PCT Section—decided with detailed grounds, to which reference is being made, that the effect of the international application in the Federal Republic of Germany provided for in Article 11(3) of the PCT had come to an end with the same implications as the withdrawal of a national application under Article 39(2) of the PCT and Article III,6(2) of the LIPT. At the same time the request for *restitutio in integrum* was rejected.

An appeal was lodged on April 4, 1981, against the decision served on April 3, 1981, by the applicants who wished to pursue the application. They referred to their arguments advanced in the proceedings before the Patent Office and held that the requirements as regards due care should not be applied with excessive stringency and that in the given situation only such behavior could be demanded as was to be expected of any reasonable and economically thinking person. Even where the necessary care was generally exercised, hardly anyone could claim never to have made an error in writing. This applied most particularly to postal account remittances in which the amount to be remitted was entered solely in figures. It could indeed well happen, particularly where there were numerous other data, as in the case in point, that when entering a "100" one zero too few could be written.

The applicants requested that  
the appealed decision be set aside;  
the request filed for *restitutio in integrum* be granted.

## II.

The appeal is admissible and is granted.

1. The admissibility of the appeal derives from Section 73(1) of the Patent Law. ...
2. The appeal has also been granted.

The incorrect designation of the section taking the decision is not held to be a procedural error that must lead to revocation. However, the request for *restitutio in integrum* is justified since the contested decision is without substance.

(a) The Patent Office did, however, correctly base itself in the contested decision on the fact that the applicants had not respected the time limit of 25 months following the priority date resulting from Article III(6)(2) of the LIPT in conjunction with Article 39(1) of the PCT for payment of the application fee "under the first sentence of Section 26(2) of the Patent Law"—now Section 35(3), sentence 1, of the

Patent Law – (Article III,4(2) of the LIPT), with the result that the effect under Article 11(3) of the PCT came to an end with the same implications as the withdrawal of a national German application (Article 39(2), together with paragraph (1), of the PCT). The time limit of 25 months referred to following the priority date (March 2, 1978) came to an end on completion of April 2, 1980; the “application fee under the first sentence of Section 26(2) of the Patent Law” – now Section 35(3), sentence 1 – was not paid in full within the time limit. The full application fee (100 DM), paid on November 5, 1980, was received later.

Contrary to the opinion of the applicants, the consequence laid down in Article 39(2) of the PCT took effect automatically. It is true that Article 39(1)(b) of the PCT permits Contracting States to set time limits for the operations under subparagraph (a) (payment of the fee, in this case), that expire later than the time limits stipulated in paragraph 1(a). However, the Federal Republic of Germany has not availed itself of that possibility. The Law on International Patent Treaties, whose Article I approves the Patent Cooperation Treaty and whose Article III contains provisions on procedure under the PCT, comprises no ruling that explicitly makes use of the possibility offered under Article 39(1)(b) of the PCT. Article III,6(2) of the LIPT, in conjunction with paragraph 4(2), in fact stipulates that “the applicant shall, within the time limit provided for in Article 22(1) of the Patent Cooperation Treaty, pay the application fee under the first sentence of Section 26(2) of the Patent Law.” In fact, it would have been more accurate to make a reference to Article 39(1)(a). This provision nevertheless says that the application fee is to be paid within a period of time beginning on the priority date and ending 25 months thereafter. The reference to Section 26(2), sentence 1, of the 1978 Patent Law merely says that the application fee is to be paid for the costs of the procedure and that the fee is based on the schedule (cf. Section 1 of the Patent Fees Law in conjunction with the annex to Section 1, item 111 100). The reference to Section 26(2), sentence 1, of the 1978 Patent Law in Article III,4, sentence 1, of the Law on International Patent Treaties has no significance beyond that. Since the latter provision requires the payment to be made within the time limit already mentioned, whereas the application fee under Section 26(2), sentence 1, of the 1978 Patent Law is to be paid “with the application,” the applicants’ opinion that Section 26(2), sentence 2, of the 1978 Patent Law on notification of fees is also applicable *mutatis mutandis* to international applications in the national phase before the German Patent Office as designated Office, is not correct. The differences already referred to in respect of payment of the application fee for an international application (time limit under the PCT determined by initial and final product) and the application fee for a national application (“with the application,” i.e., only determining a starting point), prohibit application by analogy of the latter ruling to international applications; in the case of international applications it is not necessary, with regard to the stipulated time limit and the ruling contained in the PCT (Article 24(1) and Article 39(2)), to have a ruling corresponding to Section 26(2), sentence 2, of the 1978 Patent Law determining the point in time at which the consequences of the omitted payment of fees are to take effect (fiction of withdrawal).

Article III,4(2) and 6(2) of the Law on International Patent Treaties also means, however, that the legislator has also not availed himself in the LIPT of the possibility given in Article 39(3) of the PCT to maintain the effects of an international application despite failure to meet the time limits stipulated in the Treaty.

The time limit for paying the application fee for the international application was therefore missed with the result that the effects laid down in Article 11(3) of the PCT in accordance with Article 39(2) of the PCT ceased with the same consequences as for the withdrawal of a national application.

(b) However, these consequences have been removed by the granting of *restitutio in integrum* as requested in respect of the payment time limit that was missed.

(aa) Whereas the Senate taking the decision has assumed in its unpublished decision of February 15, 1982, (4 W (pat) 19/81) that in such cases reinstatement under Article 48(2)(a) of the PCT is permissible in conjunction with Section 123 of the Patent Law, the Patent Office considers, that the possibility of reinstatement under national law is permissible on the basis of the provision contained in Article 24(2) of the PCT. Mention must first be made of the fact that, in the case in point, the Patent Office should have more correctly referred to Article 39(3) of the PCT to support its view. However, the showing of leniency where time limits have been missed, as provided for by Section 123 of the Patent Law, should not be included under the above mentioned provision of the Patent Cooperation Treaty. Article 48(2)(a) of the PCT, in particular, speaks against so doing since it explicitly commits each Contracting State, as far as it is concerned, to permit the possibility of reinstatement under its national law, i.e., the Treaty itself governs the question of leniency where time limits are exceeded in a specific way that commits the Contracting States and therefore the provisions of Article 24(2) and 39(3) of the PCT, which simply give

a possibility to the Contracting States of maintaining the effect of international applications despite certain defects, cannot be used as a reference. Since the provisions of the Treaty have become binding law for the Federal Republic of Germany as a result of the approval in Article I of the Law on International Patent Treaties, there is indeed no need for a reference to the regulation under Section 123 of the Patent Law in the LIPT. The fact that Chapter III of the Treaty "Common Provisions", and thus also Article 48, are probably only valid for the international phase, may not be deduced from the Treaty. Chapter III of the Treaty contains in Articles 43, 44 and 46 other provisions which—just as Article 48—are automatically effective for the national procedure.

(bb) The request for reinstatement is permissible under Article 48(2)(a) of the PCT and Section 123 of the Patent Law since the time limit for paying the application fee for the international application is to be complied with vis-à-vis the Patent Office and the failure to meet the time limit has the legal disadvantage, according to statutory provision (Article 39(2) of the PCT), that the effects of the international application come to an end with the same consequences as the withdrawal of a national application.

The request dated November 5, 1980, was filed in the correct form and, in particular, within the time limit since the applicants and their representative had received no knowledge, at least before September 5, 1980, that the time limit for making payment had been missed. The applicants advance that the mistake became known to them only on receipt of the corresponding notification from the Patent Office on October 30, 1980. Even if it is assumed that the representative of the applicants should have realized that there had been non-compliance when receiving the return remittance of the incompletely paid application fee, that point of time does not precede September 5, 1980, since the payment order was not given to the payment office until August 28, 1980, and the period of time needed for remittances through bank or post cheque accounts is well known.

The request is also admissible as regards its other features.

(cc) The request for reinstatement is granted as to substance.

The representative of the applicants, as expressed by the Senate in its decision of October 23, 1981 (BIPMZ 1982, 160 = Mitt. 1982, 112), was prevented without fault within the meaning of Section 123(1), sentence 1, of the Patent Law from complying with the limit for paying the application fee since he had observed all reasonable care required of a patent agent when representing the interests of his client that could be expected of him under the physical circumstances.

The representative of the applicants fully met these requirements in the case in point.

No human being can, as general experience teaches us, work with the precision and certainty of a machine at all times. The repeated writing down of figures, whose abstract nature does not recommend itself to the human mind since it lacks thought content, is therefore comparable with a "mechanical" activity and, correspondingly, there occur—even if particular care is taken these are not altogether avoidable—"inverted numbers" or other "slips of the pen" which change the intended content of the figures, e.g. mistakes in the tens column or the erroneous addition or omission of a digit. Such mistakes escape even the most thorough checking as can be seen in the practice of the monetary institutes in their balance statements. In this case therefore the Patent Office should not have considered that the error that had occurred in writing down the figures on the postal remittance form necessarily constituted a lack of care. If, as in this case, a patent agent fills out himself the remittance forms he, as the final person responsible, has no possibility of supervising this activity. If in such a case and despite a considerable workload of those activities normally carried out by a patent agent, as has been convincingly put forward here, no error occurs over numerous years, this would suggest that the due and called for care has been conscientiously exercised during the work. Such was the case here as may be deduced from the arguments put forward by the applicants with great or, as held by the Senate, sufficient probability.

3. In view of the above, the applicants should be reinstated as regards the time limit that was not complied with and the consequences of missing that time limit are hereby removed. The contested decision should have been revoked. The Patent Office will now continue processing the application; no special decision is required to that effect.



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

### GUIDANCE NOTE CONCERNING STATISTICS

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

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

AT	Austria	KP	Democratic People's Republic of Korea
AU	Australia	LK	Sri Lanka
BE	Belgium	LU	Luxembourg
BR	Brazil	MC	Monaco
CF	Central African Republic	MG	Madagascar
CG	Congo	MW	Malawi
CH	Switzerland	NL	Netherlands
CM	Cameroon	NO	Norway
DE	Germany, Federal Republic of	RO	Romania
DK	Denmark	SE	Sweden
FI	Finland	SN	Senegal
FR	France	SU	Soviet Union
GA	Gabon	TD	Chad
GB	United Kingdom	TG	Togo
HU	Hungary	US	United States of America
JP	Japan	EP	European Patent Office

\* Published on pages 371 and 372 of PCT Gazette No. 05/1982.

DESIGNATIONS OF STATES BROKEN DOWN  
ACCORDING TO RECEIVING OFFICES

(From 1 January 1983 to 31 March 1983)

Designated States		Receiving Offices																		Total of Designations
		AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	SE	SU	US	EP	
AT	EPO	007	031	009	001	030	012	022	013	024	059	012	016	006	003	069	-	206	055	0575
	NAT	002	-	-	002	003	003	006	005	001	-	002	004	-	-	006	002	043	006	0085
AU	NAT	001	040	002	-	020	009	018	010	021	046	005	016	002	002	045	001	189	031	0458
BE	EPO	005	031	008	001	028	018	025	008	030	062	008	018	006	004	063	-	238	050	0603
BR	NAT	002	019	001	-	013	004	006	007	022	026	005	007	002	002	027	002	131	029	0305
CF	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
CG	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
CH	EPO	005	032	009	-	022	013	025	008	028	060	011	024	006	004	073	-	246	056	0622
	NAT	001	001	-	-	007	004	008	006	002	004	-	002	-	-	010	004	050	006	0105
CM	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
DE	EPO	007	038	009	001	031	017	025	018	033	072	013	053	007	006	087	-	356	060	0833
	NAT	002	007	-	002	007	-	020	015	005	008	003	023	001	003	022	007	103	007	0235
DK	NAT	001	014	003	-	020	011	016	014	020	035	005	003	002	008	070	-	113	029	0364
FI	NAT	001	010	001	-	019	004	016	004	010	022	004	003	001	005	069	003	090	021	0283
FR	EPO	006	040	009	002	032	023	030	018	017	076	012	068	007	007	089	-	368	062	0866
GA	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
GB	EPO	007	040	009	-	031	019	024	018	033	058	013	053	007	006	084	-	344	063	0809
	NAT	002	011	-	002	008	003	012	010	007	016	-	021	-	004	017	003	101	007	0224
HU	NAT	001	001	001	-	004	002	007	002	003	010	-	001	001	001	005	002	013	015	0069
JP	NAT	006	038	008	002	032	029	024	022	049	085	013	006	009	005	078	007	400	076	0889
KP	NAT	-	009	-	-	005	001	003	-	004	007	-	-	002	001	002	-	025	009	0068
LK	NAT	-	003	-	-	003	001	-	-	004	003	-	-	-	-	001	-	003	003	0021
LU	EPO	004	028	009	-	024	012	021	004	023	057	006	014	005	003	046	-	192	045	0493
	NAT	-	-	-	-	002	-	004	-	001	-	-	-	-	-	003	-	016	005	0031
MC	NAT	-	-	-	-	004	001	001	-	006	006	-	003	001	-	001	-	006	005	0034
MG	NAT	-	-	-	-	002	001	001	-	004	004	-	-	-	001	001	-	006	006	0026
MW	NAT	-	-	-	-	002	001	001	-	003	004	-	-	-	001	001	-	004	005	0022
NL	EPO	006	034	009	001	031	016	025	009	027	066	012	035	005	006	075	-	266	055	0678
	NAT	-	003	-	-	003	003	010	006	003	002	-	008	-	002	011	-	054	005	0110
NO	NAT	001	013	002	-	019	006	025	017	020	032	002	003	002	-	071	-	115	023	0351
RO	NAT	-	002	001	-	003	001	004	001	006	006	-	001	001	001	004	-	013	010	0054
SE	EPO	006	035	009	-	031	016	025	017	025	064	010	022	007	005	051	-	264	053	0640
	NAT	-	002	-	-	004	002	014	012	002	002	-	002	-	003	004	006	059	006	0118
SN	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
SU	NAT	001	009	001	-	008	003	008	016	012	014	004	005	002	001	021	-	060	015	0180
TD	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
TG	OAPI	-	002	001	-	002	001	001	-	010	007	-	-	-	001	002	-	007	003	0037
US	NAT	007	041	009	002	037	035	029	028	057	084	014	088	009	007	096	005	060	084	0692
<i>Sub-Total National</i>		028	223	029	010	225	124	233	175	262	416	057	196	035	047	565	042	1654	403	4724
<i>Sub-Total European</i>		053	309	080	006	260	146	222	113	240	574	097	303	056	044	637	-	2480	499	6119
<i>Sub-Total OAPI</i>		-	014	007	-	014	007	007	-	070	049	-	-	-	007	014	-	0049	021	0259
<b>Total of Designations</b>		081	546	116	016	499	277	462	288	572	1039	154	499	091	098	1216	042	4183	923	11102

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi, Romania and Sri Lanka acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Senegal and Togo.

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

(From 1 January 1983 to 31 March 1983)

LANGUAGES	RECEIVING OFFICES																		Total Number of Record Copies Received
	AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	SE	SU	US	EP	
Danish	-	-	-	-	-	-	017	-	-	-	-	-	-	-	-	-	-	-	0017
Dutch	-	-	-	-	-	-	-	-	-	-	-	-	002	-	-	-	-	-	0002
English	-	045	-	003	-	-	017	020	-	097	011	-	011	005	045	-	438	014	0706
Finnish	-	-	-	-	-	-	-	012	-	-	-	-	-	-	-	-	-	-	0012
French	-	-	009	-	012	-	-	-	064	-	-	-	-	-	-	-	-	002	0087
German	008	-	-	-	031	039	-	-	-	-	005	-	-	-	-	-	-	073	0156
Japanese	-	-	-	-	-	-	-	-	-	-	-	092	-	-	-	-	-	-	0092
Norwegian	-	-	-	-	-	-	-	-	-	-	-	-	-	004	-	-	-	-	0004
Russian	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	007	-	-	0007
Swedish	-	-	-	-	-	-	-	-	-	-	-	-	-	-	057	-	-	-	0057
<b>Total Number of Record Copies Received</b>	<b>008</b>	<b>045</b>	<b>009</b>	<b>003</b>	<b>043</b>	<b>039</b>	<b>034</b>	<b>032</b>	<b>064</b>	<b>097</b>	<b>016</b>	<b>092</b>	<b>013</b>	<b>009</b>	<b>102</b>	<b>007</b>	<b>438</b>	<b>089</b>	<b>1140</b>

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi, Romania and Sri Lanka acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Senegal and Togo.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### RECEIVING OFFICES

##### **Computation of Dates : Offices Excluding Rule 80.6(a), second sentence**

The International Bureau was informed by the **Australian Patent Office**, as receiving Office under the PCT, of the withdrawal of its notification pursuant to PCT Rule 80.6(b) excluding the application of PCT Rule 80.6(a), second sentence with effect on and from May 1, 1983.

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

### INTERNATIONAL SEARCHING AUTHORITIES INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

#### AGREEMENT BETWEEN THE STATE COMMITTEE FOR INVENTIONS AND DISCOVERIES OF THE USSR COUNCIL OF MINISTERS AND THE INTERNATIONAL BUREAU OF WIPO

##### AMENDMENT TO ANNEX C

The USSR State Committee for Inventions and Discoveries has notified the International Bureau of WIPO, pursuant to Article 16(3)(vi) of the Agreement\*, of changes in Annex C of this Agreement. These changes will become effective on July 23, 1983. The amended text of Annex C is published below:

##### "SCHEDULE

of Fees and Charges established by the Authority and Extent and Conditions of Refunds of the Search Fee for Purposes of Article 7 of the Agreement.

##### (a) Schedule of fees and charges

	Fee	Amount
1.	Carrying out of international search on an international application meeting the PCT requirement of unity of invention or on the main invention ("Search fee," Rule 16.1(a)).....	250.-- roubles
2.	Carrying out of additional search on every invention, other than the main invention, contained in an international application ("Additional fee," Rule 40.2(a)) .....	170.-- roubles
3.	Preparing copies of cited documents (Rules 44.3(b) and 71.2(b)) .....	0.20 roubles per 1 page
4.	Carrying out of international-type search .....	paragraphs 1, 2, 3 are applied mutatis mutandis
5.	Carrying out of international preliminary examination of an international application meeting the PCT requirement of unity of invention or of the main invention ("Preliminary Examination fee," Rule 58.1(b))	
	(i) where the international search report has been established by the USSR State Committee for Inventions and Discoveries .....	150.-- roubles
	(ii) where the international search report has been established by an International Searching Authority other than the USSR State Committee for Inventions and Discoveries .....	300.-- roubles
6.	Carrying out of additional international preliminary examination of every invention other than the main invention contained in an international application ("Additional fee," Rule 68.3(a))	
	(i) where the international search report has been established by the USSR State Committee for Inventions and Discoveries .....	100.-- roubles
	(ii) where the International Search Report has been established by an International Searching Authority other than the USSR State Committee for Inventions and Discoveries .....	200.-- roubles
7.	Furnishing of copies of the documents contained in the file of the international application .....	0.50 roubles per 1 page

This footnote is not part of Annex C of the Agreement

\* Published in PCT Gazette No. 02/1978, pages 130 to 138.

(b) **Conditions and extent of refunds of the "Search fee" where the search report can be wholly or partially based on the results of an earlier international, international-type or other search (Rules 16.3 and 41.1)**

1.	The prior search was so complete that only a minor updating search is required .....	90% of the amount paid
2.	The prior search relates practically to the same invention but the claims in the international application under consideration differ so that it is necessary to search 1-3 additional IPC Subgroups.....	70% of the amount paid
3.	The prior search saves one half of the efforts usually made to carry out international search .....	40% of the amount paid
4.	The prior search applies only to a few IPC Subgroups.....	20% of the amount paid
5.	The prior search was of no value.....	no refund
6.	Where the earlier search has been carried out by the USSR State Committee for Inventions and Discoveries under the WIPO search program for developing countries or on request of member States of the CMEA, the extent of refund under item 1, above, is 50%, under item 2, above, is 40%, under item 3, above, is 25% and under item 4, above, is 10%, respectively."	

## INTERNATIONAL PRELIMINARY EXAMINING AUTHORITIES

### Refunds of the Preliminary Examination Fee

The **USSR State Committee for Inventions and Discoveries** has informed the International Bureau under Rule 58.3 that, where the demand is considered as if it had not been submitted under Rule 57.4(c), Rule 58.2(c) or Rule 60.1(c), the following conditions and amounts for refund of the preliminary examination fee apply with effect from January 1, 1983:

Conditions for Making Refund: None

Amount of Refund: Amount paid less 25 Roubles.

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### PCT COMMITTEE FOR ADMINISTRATIVE AND LEGAL MATTERS

#### Second Session

(Geneva, April 25 to 29, 1983)

#### Note\*

The PCT Committee for Administrative and Legal Matters (hereinafter referred to as "the Committee") held its second session in Geneva from April 25 to 29, 1983. All States party to the PCT as well as the International Searching Authorities and the International Preliminary Examining Authorities are members of the Committee.

The following members of the Committee were represented at the session: (i) twenty States members of the International Patent Cooperation Union (PCT Union), namely, Australia, Austria, Belgium, Brazil, Congo, Denmark, Finland, France, Germany (Federal Republic of), Hungary, Japan, Luxembourg, Netherlands, Norway, Soviet Union, Sri Lanka, Sweden, Switzerland, United Kingdom and United States of America; (ii) the European Patent Office (EPO), in its capacity as International Searching and Preliminary Examining Authority.

Representatives of Mexico, Spain, Trinidad and Tobago and Turkey participated in the session as observers.

Seven international non-governmental organizations were represented by observers: Asian Patent Attorneys Association (APAA), European Federation of Agents of Industry in Industrial Property (FEMIP), Institute of Professional Representatives Before the European Patent Office (EPI), International Association for the Protection of Industrial Property (AIPPI), International Federation of Industrial Property Attorneys (FICPI), Union of European Practitioners in Industrial Property (UEPIP) and Union of Industries of the European Community (UNICE).

The list of participants follows this Note.

It is recalled that the Assembly of the PCT Union, at its seventh session, held in Geneva from June 29 to July 3, 1981, asked the International Bureau to carry out a study of possible improvements to the Patent Cooperation Treaty, particularly the PCT Regulations (see PCT Gazette No. 19 of August 16, 1981, pages 1779 to 1783).

The study carried out by the International Bureau resulted in proposals to modify two time limits in the Treaty and more than 40 Rules of the Regulations. The Committee considered those proposals and advised the International Bureau on them at its first session, held in Geneva from September 6 to 10, 1982 (see PCT Gazette No. 26 of October 28, 1982, pages 2976 to 2978).

The International Bureau prepared for the second session of the Committee a revised set of proposals which took into account the recommendations of the participants of the Committee at its first session. The revised set of proposals concerning the transfer of some Rules or parts of Rules to the Administrative Instructions of the PCT.

In its second session, the Committee considered the said revised proposals and advised the International Bureau on them. In that session, it concluded its work on the proposed amendments to certain time limits in the Treaty and to the Regulations under the PCT. However, the proposed modifications to the Administrative Instructions could not, because of lack of time, be discussed in detail, and it was understood that further consultations would take place before their promulgation.

A further revised set of proposals will be prepared by the International Bureau on the basis of the recommendations of the Committee. It will also contain proposals for transitory provisions for the entry into force of certain proposed amendments which would require in some of the Contracting States an amendment to the national law.

The Assembly of the PCT Union will be convened for an extraordinary session in Geneva early in 1984 for decisions about the adoption of the proposed amendments and their entry into force. Questions of special interest to developing countries will also be dealt with at that session.

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\* This Note was prepared by the International Bureau

## LIST OF PARTICIPANTS

## I. Members of the Committee

**Australia:** J. Cowcher. **Austria:** N. Marterer. **Belgium:** P. Ceuninck. **Brazil:** A.R. de Holanda Cavalcanti, C. Hannickel, E. Cordeiro. **Congo:** D. Ngassaki, C. Bayulukila. **Denmark:** J. Dam. **Finland:** S.L. Lahtinen, E. Häkli. **France:** P. Guerin, G. Rajot. **Germany (Federal Republic of):** U.C. Hallmann. **Hungary:** E. Parragh. **Japan:** O. Nosaki, H. Aoyama, S. Ono, K. Ishimaru. **Luxembourg:** F. Schlessler. **Netherlands:** S. de Vries. **Norway:** P.T. Lossius, I. Lillevik. **Soviet Union:** Y. Gyrdivmov. **Sri Lanka:** K. Jayashinghe. **Sweden:** G. Borggård, B. Sandberg, E. Tersmeden. **Switzerland:** R. Kämpf, M. Leuthold. **United Kingdom:** A. Sugden, J. Sharrock. **United States of America:** H.D. Hoinkes, L.O. Maassel. **European Patent Office:** L. Gruszow, M.S. Parup.

## II. Observer States

**Mexico:** F.J. Cruz Gonzalez, M.A. Arce. **Spain:** A. Casado Cervino, S. Gozalo de Mercado. **Trinidad and Tobago:** H. Robertson. **Turkey:** E. Apakan.

## III. International Non-Governmental Organizations

**Asian Patent Attorneys Association (APAA):** T. Yamaguchi. **European Federation of Agents of Industry in Industrial Property:** F.A. Jenny. **Institute of Professional Representatives Before the European Patent Office (EPI):** F.A. Jenny. **International Association for the Protection of Industrial Property (AIPPI):** G.R. Clark. **International Federation of Industrial Property Attorneys (FICPI):** H. Bardehle, P.F. Heritier, T. Ritscher. **Union of European Practitioners in Industrial Property (UEPIP):** G.E. Kirker. **Union of Industries of the European Community (UNICE):** R. Kockläuner.

## IV. Officers

*Chairman:* G. Borggård (Sweden); *Vice-Chairmen:* H.D. Hoinkes (United States of America), Y. Gyrdivmov (Soviet Union); *Secretary:* B. Bartels (WIPO).

## V. International Bureau of WIPO

A. Bogsch (*Director General*); K. Pfanner (*Deputy Director General*); F. Curchod (*Director, PCT Division*); J. Franklin (*Deputy Head, PCT Division*); B. Bartels (*Head, PCT, Legal Section*); N. Scherrer (*Head, PCT Publications, Fees and Statistics Section*); Y. Plotnikov (*Senior Counsellor, PCT Legal Section*); T. Hirai (*Examination procedures Officer, PCT Examination Section*).

## RECEIVING OFFICES

## Filing International Applications: Competent International Searching Authorities

Pursuant to a notification received on June 20, 1983, from the **National Office of Inventions of Hungary**, the **Austrian Patent Office** is, with effect from June 30, 1983, at the choice of the applicant, a competent International Searching Authority in respect of international applications filed with the National Office of Inventions for the grant of European patents.

## DESIGNATED (OR ELECTED) OFFICES

## Fees Payable to the Designated (or Elected) Office

The **National Institute of Industrial Property of Brazil** has notified new amounts of national fees, as specified below, payable to it as designated (or elected) Office. The new amounts are applicable as from May 31, 1983.

## Nature and amount of fee

Filing fee:	
- for patent:	Cr\$ 7,101
- for utility model:	Cr\$ 4,734.



# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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

#### GUIDANCE NOTE CONCERNING STATISTICS

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

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

AT	Austria	LK	Sri Lanka
AU	Australia	LU	Luxembourg
BE	Belgium	MC	Monaco
BR	Brazil	MG	Madagascar
CF	Central African Republic	MR	Mauritania
CG	Congo	MW	Malawi
CH	Switzerland	NL	Netherlands
CM	Cameroon	NO	Norway
DE	Germany, Federal Republic of	RO	Romania
DK	Denmark	SE	Sweden
FI	Finland	SN	Senegal
FR	France	SU	Soviet Union
GA	Gabon	TD	Chad
GB	United Kingdom	TG	Togo
HU	Hungary	US	United States of America
JP	Japan	EP	European Patent Office
KP	Democratic People's Republic of Korea		

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\* Published on pages 371 and 372 of PCT Gazette No. 05/1982.

DESIGNATIONS OF STATES BROKEN DOWN  
ACCORDING TO RECEIVING OFFICES

(From 1 April 1983 to 30 June 1983)

Designated States		Receiving Offices																		Total of Designations
		AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	SE	SU	US	EP	
AT	EPO	007	026	006	001	027	044	027	008	038	057	009	025	005	008	097	-	208	033	0626
	NAT	001	001	-	-	002	005	002	003	001	002	008	-	-	005	010	-	025	002	0067
AU	NAT	005	038	-	-	008	023	010	006	021	047	006	033	005	005	052	004	226	020	0509
BE	EPO	009	027	005	001	024	046	027	008	041	057	005	026	005	008	102	-	275	034	0700
BR	NAT	010	013	001	001	011	020	008	003	022	025	002	007	001	005	042	002	128	016	0310
CF	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
CG	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
CH	EPO	009	029	005	001	025	043	027	008	041	057	012	034	006	008	100	-	253	033	0691
	NAT	001	001	-	-	004	006	004	003	004	003	005	006	-	005	012	001	031	002	0088
CM	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
DE	EPO	009	038	006	004	028	046	027	016	046	062	012	086	007	010	114	-	405	039	0955
	NAT	004	006	-	-	004	003	012	012	008	006	005	022	002	009	038	008	093	001	0233
DK	NAT	008	004	001	001	012	033	013	011	019	031	007	003	006	012	082	001	133	015	0392
FI	NAT	005	007	001	001	007	020	016	002	011	023	005	002	005	010	100	002	086	009	0312
FR	EPO	009	039	006	004	030	050	028	015	027	064	014	093	007	009	123	-	412	041	0971
GA	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
GB	EPO	009	038	006	004	029	049	027	016	045	049	013	082	007	010	112	-	363	043	0902
	NAT	001	006	-	-	004	008	007	009	004	016	008	014	001	010	036	004	084	001	0215
HU	NAT	003	002	001	-	003	012	002	005	005	006	-	001	001	-	005	002	017	007	0072
JP	NAT	011	037	006	003	032	058	024	019	058	070	013	008	009	010	103	005	470	057	0993
KP	NAT	002	003	-	-	-	005	-	-	004	006	-	-	001	003	001	-	024	004	0053
LK	NAT	-	001	-	-	-	005	001	-	001	001	-	-	-	001	-	-	008	003	0021
LU	EPO	008	024	005	001	021	039	026	003	032	054	003	021	005	005	089	-	198	027	0561
	NAT	001	-	-	-	-	005	001	001	001	002	002	-	-	002	006	-	014	011	0046
MC	NAT	002	-	-	-	-	006	-	-	005	001	-	004	-	-	004	-	010	003	0035
MG	NAT	-	-	-	-	-	005	-	-	002	001	-	001	-	-	001	-	009	003	0022
MR	OAPI	-	001	001	-	-	005	-	-	010	-	-	-	-	001	001	-	003	002	0024
MW	NAT	-	-	-	-	-	005	-	-	001	-	-	001	-	-	001	-	007	003	0018
NL	EPO	009	029	006	001	025	046	027	011	040	063	006	046	007	005	108	-	321	035	0788
	NAT	003	001	-	-	002	005	006	005	004	003	005	005	-	002	016	002	037	001	0100
NO	NAT	006	007	001	-	007	021	021	015	017	028	004	002	006	002	094	-	128	009	0368
RO	NAT	002	002	-	-	001	008	001	-	002	003	001	001	001	001	003	-	023	003	0052
SE	EPO	009	033	006	001	024	047	028	014	036	059	009	034	006	009	083	-	288	032	0718
	NAT	001	003	-	-	002	005	006	010	002	005	006	002	-	008	009	002	051	001	0113
SN	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
SU	NAT	004	006	001	-	010	017	005	017	013	008	008	010	002	005	029	-	053	009	0197
TD	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
TG	OAPI	-	001	002	-	-	005	-	001	012	001	-	001	-	001	001	-	012	002	0039
US	NAT	011	044	006	004	034	066	028	026	068	072	016	115	009	012	125	007	049	064	0756
<i>Sub-Total National</i>		075	182	018	009	143	341	167	147	275	359	101	237	049	109	770	040	1706	244	4972
<i>Sub-Total European</i>		078	283	051	018	233	410	244	099	346	522	083	447	055	075	928	-	2723	317	6912
<i>Sub-Total OAPI</i>		-	008	015	-	-	040	-	007	094	007	-	007	-	008	008	-	0087	016	0297
<b>Total of Designations</b>		153	473	084	027	376	791	411	253	715	888	184	691	104	192	1706	040	4516	577	12181

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi, Romania and Sri Lanka as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office for Cameroon, the Central African Republic, Chad, Congo, Gabon, Mauritania, Senegal and Togo.

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

(From 1 April 1983 to 30 June 1983)

LANGUAGES	RECEIVING OFFICES																		Total Number of Record Copies Received
	AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	SE	SU	US	EP	
Danish	-	-	-	-	-	-	019	-	-	-	-	-	-	-	-	-	-	-	0019
Dutch	-	-	-	-	-	-	-	-	-	-	-	-	002	-	-	-	-	-	0002
English	-	046	-	004	-	-	012	016	-	084	013	-	008	006	064	-	499	011	0763
Finnish	-	-	-	-	-	-	-	010	-	-	-	-	-	-	-	-	-	-	0010
French	-	-	006	-	007	-	-	-	073	-	-	-	-	-	-	-	-	-	0086
German	011	-	-	-	034	070	-	-	-	-	008	-	-	-	-	-	-	066	0189
Japanese	-	-	-	-	-	-	-	-	-	-	-	120	-	-	-	-	-	-	0120
Norwegian	-	-	-	-	-	-	-	-	-	-	-	-	-	010	-	-	-	-	0010
Russian	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	009	-	-	0009
Swedish	-	-	-	-	-	-	-	001	-	-	-	-	-	-	076	-	-	-	0077
<b>Total Number of Record Copies Received</b>	011	046	006	004	041	070	031	027	073	084	021	120	010	016	140	009	499	077	1285

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi, Romania and Sri Lanka acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Mauritania, Senegal and Togo.

## SECTION IV

### NOTICES AND INFORMATION OF A GENERAL CHARACTER

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#### CONTRACTING STATES

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

##### United Kingdom

Pursuant to a notification to the International Bureau, having reference to Article 62(3), the Patent Cooperation Treaty will be applicable to the Isle of Man, starting on October 29, 1983.

#### DESIGNATED (OR ELECTED) OFFICES

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

##### Representation

The Invention Committee of State Committee for Science and Technology of the Democratic People's Republic of Korea has informed the International Bureau of a change of the agent for representation of applicants having no place of residence in the Democratic People's Republic of Korea. Such applicants must appoint the following agent for representation before the Invention Committee:

Name: Pyongyang Patent & Trademark Attorney

Address: Sosong guyok Zangsan Street Ryonmod dong  
Pyongyang  
Democratic People's Republic of Korea

Telephone: 5 - 3284

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

### RECEIVING OFFICES

#### Fees Payable to the Receiving Office

#### NEW AMOUNTS OF FEES IN FRENCH FRANCS ESTABLISHED UNDER RULES 15.2(d) AND 57.2(e)

New amounts in French Francs, as indicated below, have been established for the fees specified, pursuant to Rules 15.2(d) and 57.2(e) of the Regulations under the PCT. The new amounts are applicable on and from October 1, 1983.

Kind of Fee	Amount French Franc
1. <i>Basic Fee</i> (Rule 15.2(d)) if the international application contains not more than 30 sheets	FF 2,150
if the international application contains more than 30 sheets	FF 2,150 plus FF 45 for each sheet in excess of 30 sheets
2. <i>Designation Fee</i> (Rule 15.2(a))	FF 515
3. <i>Handling Fee</i> (Rule 57.2(a))	FF 660

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### INTERNATIONAL SEARCHING AUTHORITIES

Agreement Between the United States Patent and Trademark Office and the International Bureau of WIPO \*

#### AMENDMENT TO ANNEX C

The United States Patent and Trademark Office has notified the International Bureau of WIPO of certain drafting changes clarifying the text of Annex C\*\* of the Agreement which is effective since October 1, 1982. The new text is published below:

#### “ANNEX C

#### SCHEDULE OF FEES AND EXTENT AND CONDITIONS OF REDUCTIONS OR REFUNDS OF THE SEARCH FEE FOR THE PURPOSES OF ARTICLE 7 OF THE AGREEMENT

##### (a) Fees

###### Search Fee

(i) where no corresponding prior U.S. national application  
with basic filing fee has been filed ..... \$500.00

(ii) where a corresponding prior U.S. national application  
with basic filing fee has been filed ..... \$250.00

Supplemental Search Fee (per additional invention)..... \$125.00

Preparation of an International-Type Search Report in  
a U. S. national application ..... \$25.00

##### (b) Extent and Conditions of Refunds of the Search Fee

(i) Money paid for Search Fees, where paid by actual mistake or in excess, will be refunded.

(ii) A refund of \$250.00 may be made where a Search Fee has been paid on the corresponding international application to the Authority, if requested at the time of paying the national fee.

(iii) Refund of the Supplemental Search Fee will be made if such refund is determined to be warranted by the Commissioner of Patents and Trademarks or his designee acting under Rule 40.2(c).

(iv) The Search Fee will be refunded if the determination under Article 11(1) is negative.”

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These footnotes are not part of Annex C of the Agreement referred to above:

\* Published in PCT Gazette No. 02/1978, pages 139 to 145.

\*\* Published in PCT Gazette No. 21/1982, page 2359.

## INTERNATIONAL BUREAU

### Non-Working Days

For the purpose of computing time limits under Rule 80.5\* the days on which the International Bureau is **not open for business** are, for the period from October 1, 1983 to October 1, 1984, the following:

- (a) in the last three months of **1983**:

all Saturdays and Sundays and December 26, 27 and 30

- (b) in the first nine months of **1984**:

all Saturdays and Sundays and  
January 2  
April 20 and 23  
May 31  
June 11  
September 6

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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#### MEETINGS OF THE INTERNATIONAL PATENT COOPERATION UNION (PCT UNION)

##### ASSEMBLY

Tenth Session  
(3rd Ordinary)  
(Geneva, September 26 to October 4, 1983)

##### Note\*

The Assembly of the International Patent Cooperation Union (PCT Union) held its tenth session (3rd ordinary) in Geneva from September 26 to October 4, 1983, within the framework of the fourteenth series of meetings of the Governing Bodies of the World Intellectual Property Organization (WIPO) and the Unions administered by WIPO.

Twenty-six of the 33 Contracting States were represented at the session: Australia, Austria, Belgium, Brazil, Cameroon, Democratic People's Republic of Korea, Denmark, Finland, France, Germany (Federal Republic of), Hungary, Japan, Liechtenstein, Luxembourg, Madagascar, Monaco, Netherlands, Norway, Romania, Senegal, Soviet Union, Sri Lanka, Sweden, Switzerland, United Kingdom and United States of America.

A number of other States, of intergovernmental organizations and of international non-governmental organizations participated in the session as observers.

New amounts of fees set out in the Schedule of Fees annexed to the PCT Regulations were fixed by the Assembly as from January 1, 1984. They are, in Swiss francs, approximately 10% higher than the fees applicable in 1983. The amended Schedule of Fees appears on page 2756. The equivalent amounts in other currencies, established on the basis of the exchange rates applicable in Switzerland on September 26, 1983, are published on page 2757.

The Assembly of the PCT Union also made the following decisions:

(i) The working capital fund of the PCT Union is hereby established; its amount will be 2,000,000 francs to be covered by instalments of 500,000 francs each year, payable on July 1 of 1984, 1985, 1986, 1987; the amount that each State member of the PCT Union will pay each year will be in the same proportion to 500,000 francs as the number of international applications filed by residents of that State in the preceding year is to the total number of international applications filed in that (that is, the preceding) year.

(ii) The possible need for a working capital fund in excess of 2,000,000 francs will be examined during the next (1985) ordinary session of the Assembly of the PCT Union in the light of the report of the Director General and any views expressed by the WIPO Budget Committee on the question.

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\* This Note was prepared by the International Bureau.



**FEES PAYABLE UNDER THE PATENT COOPERATION TREATY (PCT)**

## SCHEDULE OF FEES

<b>Fees</b>	<b>Amounts</b>
1. Basic Fee: (Rule 15.2(a))	
if the international application contains not more than 30 sheets	623 Swiss francs
if the international application contains more than 30 sheets	623 Swiss francs plus 13 Swiss francs for each sheet in excess of 30 sheets
2. Designation Fee: (Rule 15.2(a))	150 Swiss francs
3. Handling Fee: (Rule 57.2(a))	191 Swiss francs
4. Supplement to the Handling Fee: (Rule 57.2(b))	191 Swiss francs
<b>Surcharges</b>	
5. Surcharge for late payment: (Rule 16bis.2(a))	Minimum: 236 Swiss francs Maximum: 594 Swiss francs

## EQUIVALENT AMOUNTS

New amounts as indicated below have been established for the fees specified, pursuant to Rules 15.2(b) and (c) and 57.2(c) and (d) of the Regulations under the PCT. The new amounts are applicable as of January 1, 1984.

Country Currency	Basic Fee where no Additional Amount Payable for Sheets in Excess of 30 Sheets Rule 15.2(a)	Amount Added to Basic Fee for Each Sheet in Excess of 30 Sheets Rule 15.2(a)	Designation Fee Rule 15.2(a)	Handling Fee Rule 57.2(a)
Australia <i>Australian dollar</i>	328	7	80	100
Austria <i>Austrian Schilling</i>	5,450	115	1,310	1,670
Belgium <i>Belgian franc</i>	15,700	330	3,790	4,820
Denmark <i>Danish Kroner</i>	2,810	60	675	—
Finland <i>Markka</i>	1,670	35	400	510
France <i>French franc</i>	2,360	50	570	720
Germany (Federal Republic of) <i>Deutsche Mark</i>	775	16	185	240
Japan <i>Yen</i>	70,000	1,450	16,800	21,400
Luxembourg <i>Luxembourg franc or Belgian franc</i>	15,700	330	3,790	4,820
Malawi <i>Kwacha</i>	323	7	78	99
Monaco <i>French franc</i>	2,360	50	570	720
Netherlands <i>Dutch Guilder</i>	865	18	208	265
Norway <i>Norwegian Kroner</i>	2,200	45	520	—
Soviet Union <i>Rouble</i>	219	5	53	67
Sweden <i>Swedish Kronor</i>	2,310	48	555	710
United Kingdom <i>Pound Sterling</i>	195	4	47	60
United States of America <i>US dollar</i>	295	6	70	—

Note: For payments to the European Patent Office, the amounts, if not in Swiss francs, are those appearing in the table above in the following currencies: Austrian Schilling, Belgian franc, Deutsche Mark, Dutch Guilder, French franc, Luxembourg franc, Pound Sterling, Swedish Kronor.

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

### GUIDANCE NOTE CONCERNING STATISTICS

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

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

AT	Austria	LK	Sri Lanka
AU	Australia	LU	Luxembourg
BE	Belgium	MC	Monaco
BR	Brazil	MG	Madagascar
CF	Central African Republic	MR	Mauritania
CG	Congo	MW	Malawi
CH	Switzerland	NL	Netherlands
CM	Cameroon	NO	Norway
DE	Germany, Federal Republic of	RO	Romania
DK	Denmark	SE	Sweden
FI	Finland	SN	Senegal
FR	France	SU	Soviet Union
GA	Gabon	TD	Chad
GB	United Kingdom	TG	Togo
HU	Hungary	US	United States of America
JP	Japan	EP	European Patent Office
KP	Democratic People's Republic of Korea		

\* Published on pages 371 and 372 of PCT Gazette No. 05/1982.

DESIGNATIONS OF STATES BROKEN DOWN  
ACCORDING TO RECEIVING OFFICES

(From 1 July 1983 to 30 September 1983)

Designated States		Receiving Offices																			Total of Designations
		AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	RO	SE	SU	US	EP	
AT	EPO	007	026	002	001	018	029	021	007	016	043	011	012	004	003	001	062	-	264	039	0566
	NAT	-	001	-	-	003	003	006	-	-	002	002	-	001	001	-	007	005	040	002	0073
AU	NAT	005	036	-	-	008	010	016	003	012	030	005	023	008	004	001	036	007	284	023	0511
BE	EPO	007	030	002	001	016	031	022	009	020	043	010	014	006	005	-	067	-	332	039	0654
BR	NAT	002	009	-	001	007	007	007	-	011	017	003	007	008	001	-	026	006	189	021	0322
CF	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
CG	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
CH	EPO	008	029	002	-	015	029	022	008	019	044	009	018	006	004	-	065	-	333	041	0652
	NAT	-	001	-	-	003	003	005	-	001	002	001	006	-	002	-	007	002	054	002	0089
CM	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
DE	EPO	008	038	002	001	021	027	022	008	021	051	011	069	006	007	001	075	-	478	035	0881
	NAT	003	006	-	001	007	001	009	002	007	003	002	024	-	004	-	022	014	129	004	0238
DK	NAT	003	011	002	-	007	013	007	006	014	021	004	005	003	011	-	054	001	166	020	0348
FI	NAT	001	008	-	-	004	010	019	-	006	016	004	002	002	005	-	050	004	108	016	0255
FR	EPO	008	038	002	001	021	032	022	009	013	052	013	073	006	009	001	076	-	501	045	0922
GA	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
GB	EPO	007	035	002	001	021	028	022	008	021	039	012	066	006	008	-	075	-	457	046	0854
	NAT	-	018	-	-	004	004	008	001	005	011	002	018	-	003	-	014	011	130	001	0230
HU	NAT	001	002	-	-	003	005	003	-	004	002	-	001	-	-	-	010	005	030	006	0072
JP	NAT	006	039	002	001	022	037	018	007	043	057	011	003	011	011	-	069	013	566	054	0970
KP	NAT	-	001	-	-	001	002	001	-	003	004	-	-	001	-	-	003	-	035	001	0052
LK	NAT	-	-	-	-	001	-	001	-	002	003	-	001	-	-	-	-	-	007	-	0015
LU	EPO	006	022	002	-	014	025	020	006	017	040	004	008	004	002	-	050	-	262	035	0517
	NAT	-	-	-	-	001	-	001	-	-	001	001	-	-	-	-	002	-	032	019	0057
MC	NAT	-	001	-	-	001	002	001	-	004	-	-	005	-	-	-	001	-	015	002	0032
MG	NAT	-	-	-	-	001	001	001	-	004	-	-	001	-	-	-	-	-	010	002	0020
MR	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
MW	NAT	-	-	-	-	001	001	001	-	002	-	-	001	-	-	-	-	-	009	001	0016
NL	EPO	005	032	002	001	016	029	022	009	019	047	010	022	006	005	-	074	-	381	042	0722
	NAT	-	004	-	-	003	002	007	001	-	001	002	005	-	003	-	009	003	060	-	0097
NO	NAT	-	009	-	-	003	008	020	005	008	022	002	005	004	003	-	051	003	158	016	0317
RO	NAT	-	-	-	-	001	003	001	-	003	002	002	001	-	-	-	007	-	036	002	0058
SE	EPO	007	029	002	001	016	029	022	010	020	047	010	017	006	005	-	050	-	369	037	0677
	NAT	-	002	-	-	002	003	006	002	001	003	001	002	-	004	-	003	005	078	-	0112
SN	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
SU	NAT	003	005	-	-	002	007	004	008	008	008	005	003	002	-	001	025	-	091	011	0183
TD	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
TG	OAPI	-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
US	NAT	008	039	003	002	025	042	023	009	049	060	013	103	008	009	001	080	012	051	057	0594
Sub-Total National		032	182	007	005	110	171	165	044	187	265	060	216	048	061	003	476	091	2278	260	4661
Sub-Total European		063	279	018	007	158	259	195	074	166	406	090	299	050	048	003	594	-	3377	359	6445
Sub-Total OAPI		-	016	-	-	008	008	-	-	080	008	-	008	-	-	-	-	-	128	008	0264
Total of Designations		095	477	025	012	276	438	360	118	433	679	150	523	098	109	006	1070	091	5783	627	11370

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi and Sri Lanka acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Mauritania, Senegal and Togo.

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

(From 1 July 1983 to 30 September 1983)

LANGUAGES	RECEIVING OFFICES																		Total Number of Record Copies Received	
	AT	AU	BE	BR	CH	DE	DK	FI	FR	GB	HU	JP	NL	NO	RO	SE	SU	US		EP
Danish	-	-	-	-	-	-	011	-	-	-	-	-	-	-	-	-	-	-	-	0011
Dutch	-	-	-	-	-	-	-	-	-	-	-	-	002	-	-	-	-	-	-	0002
English	-	042	-	002	-	-	014	007	-	067	009	-	012	008	001	042	-	601	011	0816
Finnish	-	-	-	-	-	-	-	004	-	-	-	-	-	-	-	-	-	-	-	0004
French	-	-	003	-	005	-	-	-	057	-	-	-	-	-	-	-	-	-	001	0066
German	009	-	-	-	023	045	-	-	-	-	005	-	-	-	-	-	-	-	075	0157
Japanese	-	-	-	-	-	-	-	-	-	-	-	112	-	-	-	-	-	-	-	0112
Norwegian	-	-	-	-	-	-	-	-	-	-	-	-	-	003	-	-	-	-	-	0003
Russian	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	015	-	-	0015
Swedish	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	048	-	-	-	0048
Total Number of Record Copies Received	009	042	003	002	028	045	025	011	057	067	014	112	014	011	001	090	015	601	087	1234

Note: During the period reported upon in this table, the International Bureau received no record copies from the Patent Offices of the Democratic People's Republic of Korea, Luxembourg, Monaco, Malawi and Sri Lanka acting as receiving Offices. Neither did the International Bureau receive any international application in its capacity of a receiving Office acting for Cameroon, the Central African Republic, Chad, Congo, Gabon, Mauritania, Senegal and Togo.

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### RECEIVING OFFICES

#### Fees Payable to the Receiving Office

##### Austria

The **Austrian Patent Office** has informed the International Bureau that, pursuant to Rule 15.4(c), applicants are permitted to pay

(i) the basic fee within one month from the date of receipt of the international application, and

(ii) the designation fee within one month from the date of receipt of the international application or within one year from the priority date, whichever time limit expires later.

### DESIGNATED (OR ELECTED) OFFICES

#### Fees Payable to the Designated (or Elected) Office

##### Australia

The **Australian Patent Office** has notified the International Bureau of an increase of the national fee which took effect on October 3, 1983:

**Australian dollars**

Filing fee (for patent)

SA 55 70

The "request for ordinary examination fee" and the renewal fees for the fifth and the following years have also been increased with effect as from the same date. The new amounts will be published in the PCT Applicant's Guide, Volume II, in January 1984.

# SECTION IV

## NOTICES AND INFORMATION OF A GENERAL CHARACTER

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### DESIGNATED (OR ELECTED) OFFICES

Fees payable to the Designated (or Elected) Offices

### CORRIGENDUM

relating to Section IV of the PCT Gazette No. 26/1983,  
published on November 10, 1983

#### Australia

The amount of the national filing fee (for a patent) payable to the **Australian Patent Office** is Australian dollars 70 (and not, as erroneously indicated on page 2899 of the said PCT Gazette, Australian dollars 55).