

PATENT COOPERATION TREATY

From the INTERNATIONAL BUREAU

PCT

NOTIFICATION OF DEFECTS IN DEMAND

(PCT Rule 60.1(e))

To:

in its capacity as International Preliminary Examining Authority

Date of mailing
(day/month/year)

International application No.

International filing date
(day/month/year)

Applicant

The International Bureau hereby calls the attention of the International Preliminary Examining Authority to the defects in the demand indicated below:

1. it does not permit the identification of the international application to which it relates (Rule 60.1(b)).
2. it does not contain the required petition (Rules 53.2(a)(i) and 53.3).
3. it does not contain the required indications concerning the agent as specified in the Annex (Rules 53.2(a)(ii) and 53.5).
4. it does not contain the required indications concerning the international application as specified in the Annex (Rules 53.2(a)(iii) and 53.6).
5. it is not submitted in the required language which is _____ (Rule 55.1).
6. it is not made on the printed form (Rule 53.1(a)).
7. it is presented as a computer print-out the particulars of which do not comply with the Administrative Instructions (Rule 53.1(a)).
8. it does not contain the required indications concerning the applicant as specified in the Annex (Rules 53.2(a)(ii), 53.4 and 60.1(a-bis)).
9. it does not contain the required signature as specified in the Annex (Rules 53.2(b), 53.8, 60.1(a-ter) and 90.4).

Other observations, if necessary:

The International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland

Authorized officer

Facsimile No. +41 22 338 82 70

Telephone No. +41 22 338 XX XX

Continuation of item 3: As to indications concerning **the agent** (Rules 53.2(a)(ii) and 53.5), the demand:

- a. does not properly indicate the agent's name (*specify*):
- b. does not indicate the agent's address.
- c. does not properly indicate the agent's address (*specify*):

Continuation of item 4: As to indications concerning **the international application**, the demand does not indicate:

- a. the international filing date.
- b. the international application number.
- c. the name of the receiving Office, where the international application number was not known to the applicant at the time the demand was filed.
- d. the title of the invention.

Continuation of item 8: As to indications concerning **the applicant*** (Rules 53.2(a)(ii), 53.4 and 60.1(a-bis)), the demand:

- a. does not indicate all the applicants.
- b. does not properly indicate the applicant's name (*specify*):
- c. does not indicate the applicant's address.
- d. does not properly indicate the applicant's address (*specify*):
- e. does not indicate the applicant's nationality.
- f. does not indicate the applicant's residence.

* Although Rule 53.2(a)(ii) require indications concerning the applicant, or if there are several applicants, of each of them, for the purposes of Rule 53.4, if there is more than one applicant, it shall be sufficient that the required indications be provided in respect of one of them who has the right according to Rule 54.2 to make a demand (Rule 60.1(a-bis)).

Continuation of item 9: As to requirements concerning **signature** (Rules 53.2(b), 53.8, 60.1(a-ter) and 90.4), the demand:

- a. is not signed* by the applicant or, if there is more than one applicant, by at least one of them.
- b. is signed by what appears to be an agent/common representative but
- the demand is not accompanied by a power of attorney appointing him.
 - the power of attorney accompanying the demand is not signed by all the applicants for the elected States.

* Although Rule 53.2(b) requires that all applicants must sign the demand (e.g. including all inventors/applicants for the designation of the United States of America), for the purposes of Rule 53.8, if there is more than one applicant, it shall be sufficient that the demand be signed by one of them (Rule 60.1(a-ter)).