

Role of Indian Patent Office as ISA & IPEA under the PCT

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Which ISA(s) is (are) competent (Rule 35)

- The competent ISA(s) is (are) specified by the RO
- If more than one is specified by the RO, the applicant has the choice:
 - in making that choice, the applicant must take into account the language(s) accepted by the ISA (a translation of the international application for the purposes of international search may be required in certain cases (Rule 12.3))
- If the international application is filed with RO/IB, the competent ISAs will be those which would have been competent if the international application had been filed with (any of) the national or regional Office(s) which, on the basis of applicant's nationality or residence, could be a competent RO
- Choice of ISA to be indicated in the request (Box No. VII)

ISA/IPEA for Indian Applicant

- **India**
 - Australia
 - Austria
 - China
 - Sweden
 - United States of America
 - European Patent Office
-
- **Language for examination - English**

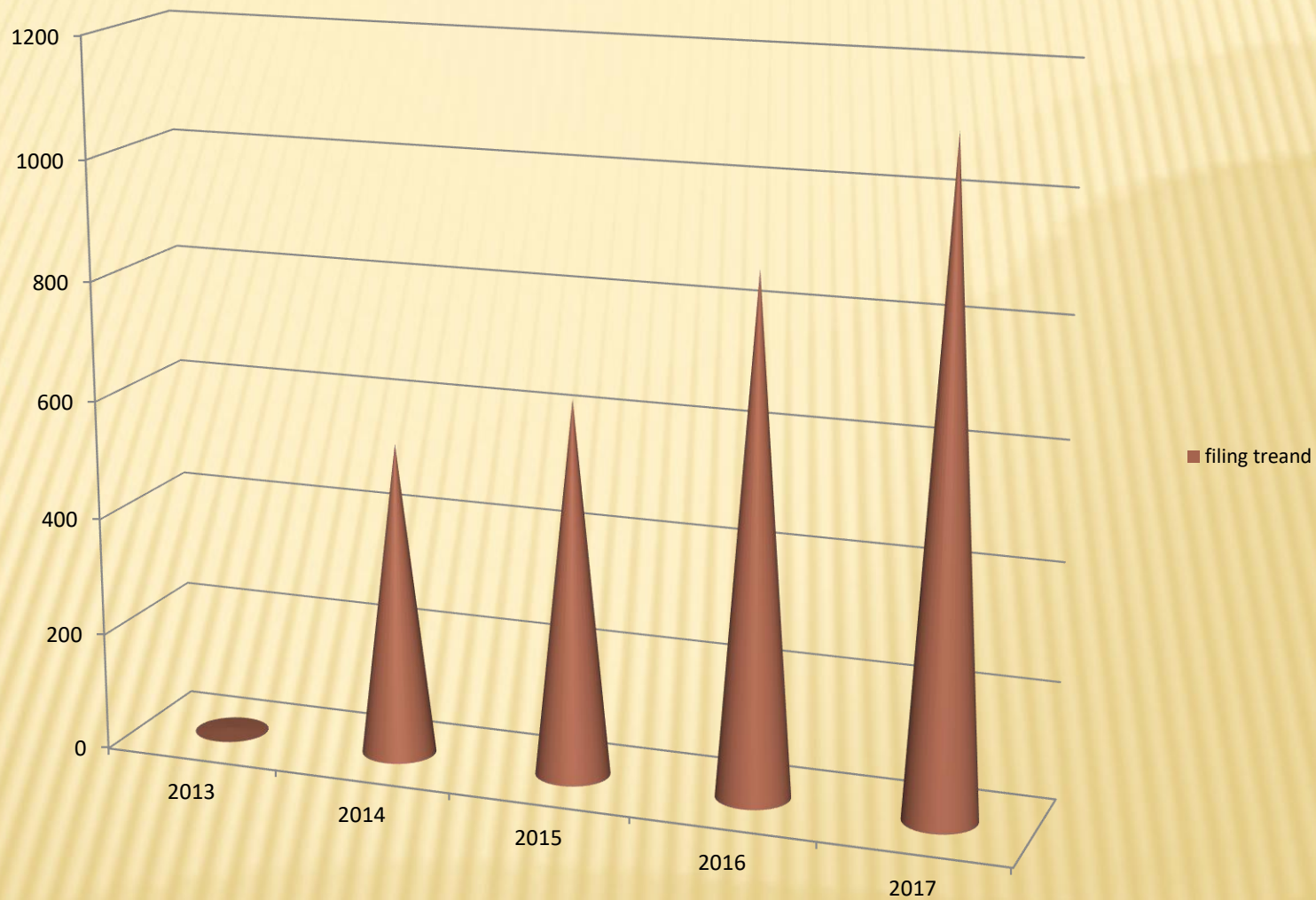
ISA/IN AND IPEA/IN

- ❖ Indian Patent office starts functioning as ISA & IPEA under the PCT on 15th October,2013
- ❖ More then 550 examiners trained in ISA & IPEA
- ❖ More then 200 examiners working in ISA/IPEA from different field of science and engineering
- ❖ More then 3000 search copies received and examined by ISA/IN since 2014

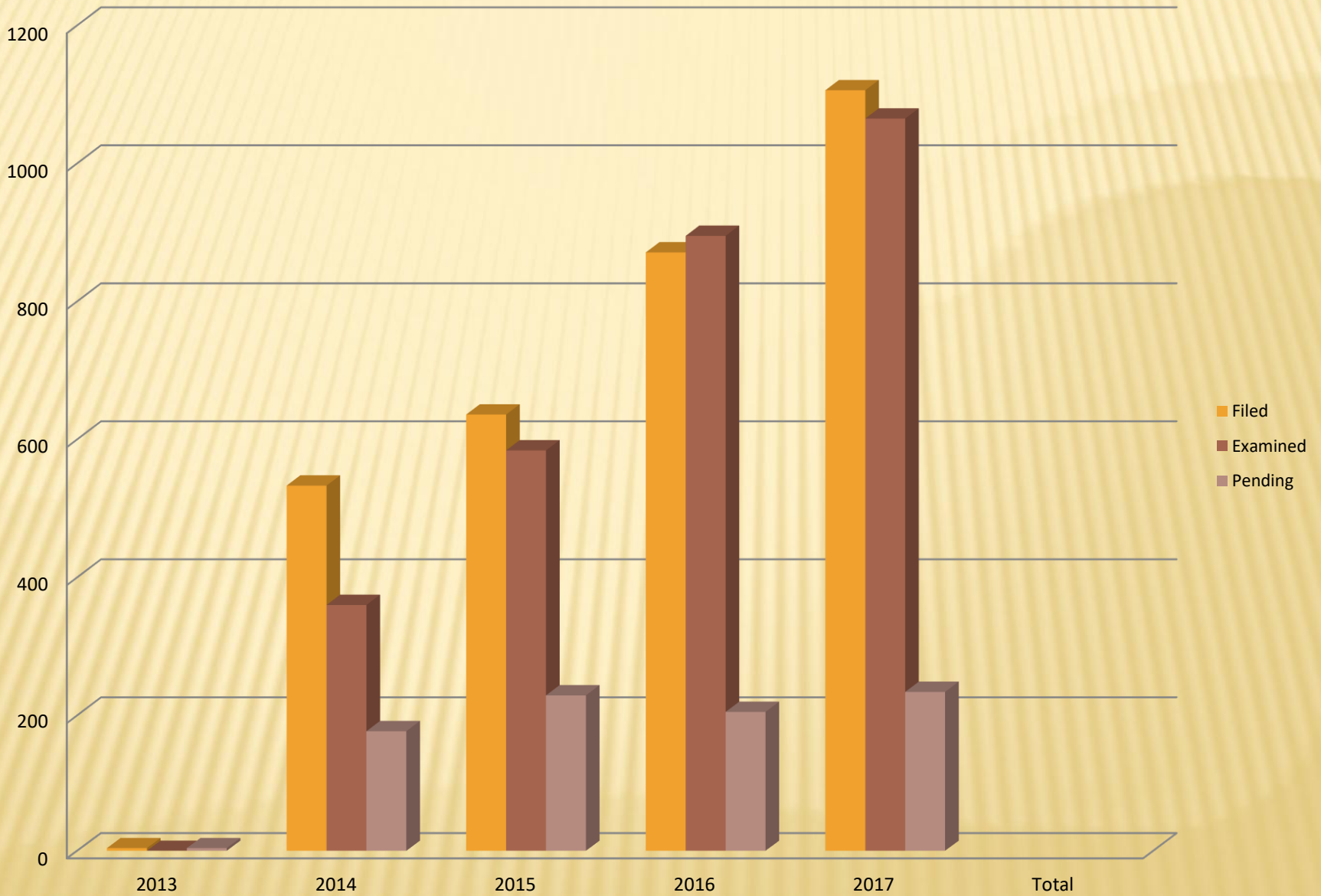
WHY OPTING ISA/IPEA INDIA?

- ✘ Competitive very less search and examination fee
- ✘ Opportunity to get expedited examination of applications under Patents Act(Rule 24C)
- ✘ Quality report
- ✘ Timely report issued

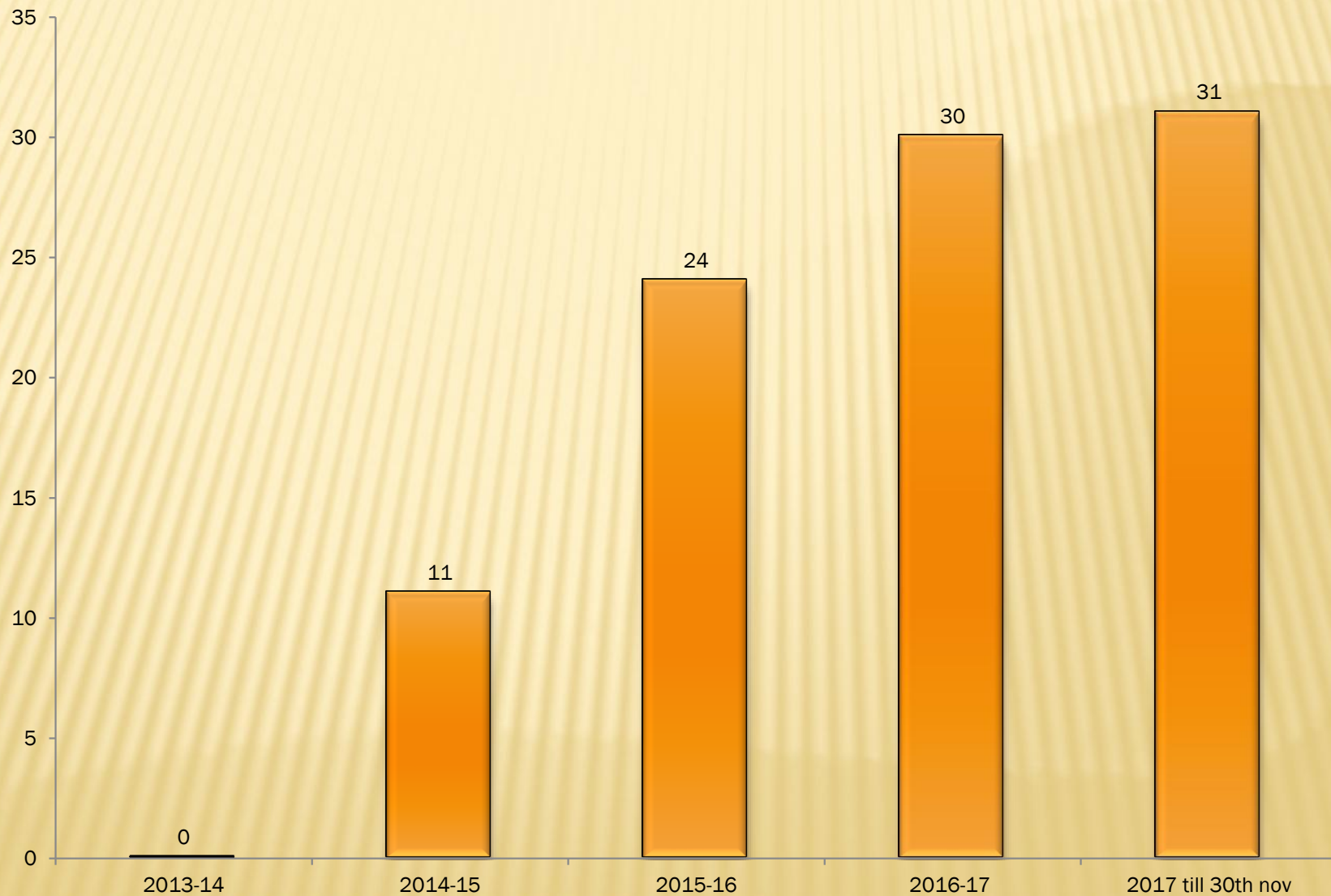
filing of ISA applications in calander years



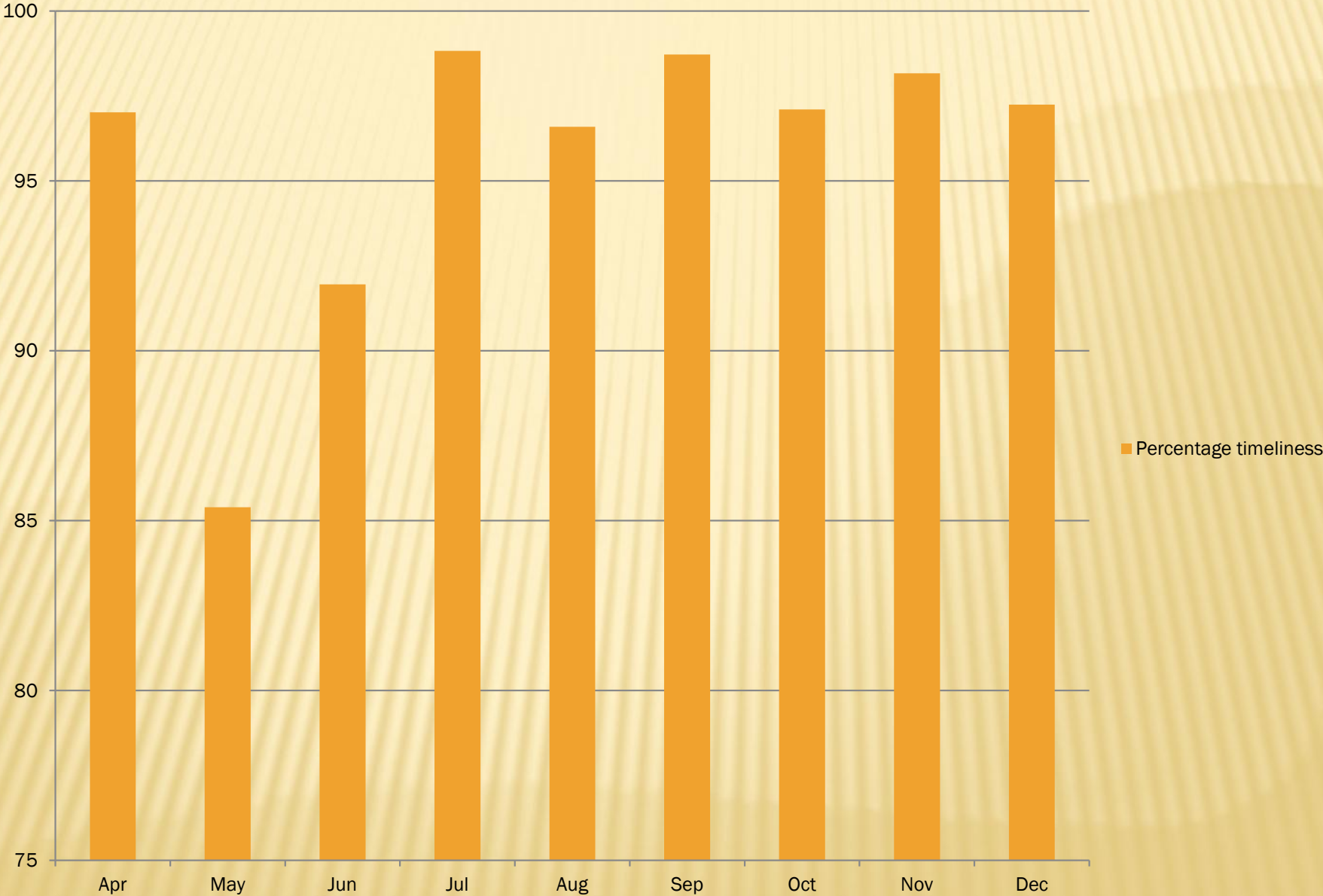
ISA applications filing, examined and pendency in Calender years



TRENDS IN DEMAND RECEIVED BY IPEA/IN FROM 15TH OCT 2013 ONWARDS



Percentage timeliness



Quality Policy

Vision

Our policy is to achieve and maintain the best standards of quality in all our products and services.

Mission

We, at the Indian Patent Office, identify the following yardsticks determining the quality of our products and services-

Reliability of our search reports,

Consistency in our examination reports,

Timeliness in delivering services,

Correctness of data while providing patent information

Real time dissemination of information

Stakeholder satisfaction encouraging feedbacks and being responsive and

Continuous improvement.

Kind of Fee or Charges

	Amount (INR)
1 Search fee (<u>Rule 16.1(a)</u>)	10000 (2500)"
2 Additional fee (<u>Rule 40.2(a)</u>)	10000 (2500)"
3 Protest fee (<u>Rule 40.2(e)</u> and <u>68.3(e)</u>)	4000 (1000)"
4 Late furnishing fee (<u>Rule 13ter.1(c)</u> and <u>13ter.2</u>)	4000 (1000)"
5 Preliminary examination fee (<u>Rule 58.1(b)</u>):	
- where the international search report was issued by the Authority	10000 (2500)"
-in other cases	12000 (3000)"
6 Additional fee (<u>Rule 68.3(a)</u>):	
-where the international search report was issued by the Authority	10000 (2500)"

