

1.6 Address for correspondence

Art. 27(7)
R. 4.4(d)
Art. 150 EPC
OJ EPO 2014, A99

Where no agent or common representative is appointed, any correspondence is sent to the address, indicated in Box No. II or III of the PCT request form, of the applicant (if there is only one applicant) or of the deemed common representative (if there are two or more applicants). However, if the applicant wishes correspondence to be sent to a different address, that address must be indicated in Box No. IV instead of the indication of an agent or common representative. In this case, and only in this case, the last check box of Box No. IV must be marked (that is, the last check box must not be marked if either of the check boxes "agent" or "common representative" in Box No. IV has been marked). For proceedings in the international phase before the EPO as receiving Office, International Searching Authority, Supplementary International Searching Authority or International Preliminary Examining Authority, the address for correspondence given may be that of any person in any country.

1.7 Representation before the EPO as International Searching Authority

Art. 49
R. 90.1(a), (b), (d)
PCT AG I 11.001-
11.014

Applicants may be represented before the EPO as International Searching Authority (ISA) by the agent appointed on filing the international application and/or having the right to practise before the receiving Office, who is usually the agent for the international phase.

The agent appointed for the international phase – and thus including for proceedings before the ISA – may appoint a sub-agent to represent the applicant specifically before the EPO as ISA, provided that any person so appointed as sub-agent has the right to practise before the EPO acting as ISA. All communications issued by the ISA are then sent to the agent specifically appointed for proceedings before the EPO as ISA.

Applicants may also appoint an agent to represent them specifically before the EPO in its capacity as ISA. Any agent specifically appointed to act before the EPO as ISA must be entitled to practise before the EPO.

The applicant or agent for the international phase can appoint an agent specifically before the EPO as ISA by signing and submitting a separate power of attorney. Appointment may also be effected by reference in a separate notice to a duly deposited general power of attorney. In this case, the separate notice may be signed by the purported agent. The separate power of attorney or a copy of a general power of attorney must only be submitted to the EPO acting as ISA if the EPO's waiver of the requirement to submit it does not apply in the circumstances. For further information, see GL/PCT-EPO A-VIII, 1.11-1.13.

1.8 Representation before the EPO as Supplementary International Searching Authority

Art. 49
R. 90.1(a), (b), (b-bis),
(d)
PCT AG I 11.001-
11.014

Applicants may be represented before the EPO as Supplementary International Searching Authority (SISA) by the agent appointed on filing the international application and/or having the right to practise before the receiving Office, who is usually the agent for the international phase.