

Description

Title of Invention : Sample Application

[0001] This is a sample text. The description must disclose the invention in a manner sufficiently clear and complete for it to be carried out by a person skilled in the art. It must start with the title of the invention as appearing in Box No. I of the request. Rule 5 contains detailed requirements as to the “manner and order” of the sdescription, which, generally, should be in six parts. Those parts should have the following headings: “Technical Field”, “Background Art”, “Disclosure of Invention”, “Brief Description of Drawings”, “Best Mode for Carrying Out the Invention” or, where appropriate (see paragraph 115), “Mode(s) for Carrying Out the Invention”, “Industrial Applicability”, and, where applicable, “Sequence Listing” and “Sequence Listing Free Text”

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Technical Field

[0004] This is a sample text. For the purposes of according an international filing date, the requirement that the international application be in a prescribed language is met, in most receiving Offices, if the description and claims (but not necessarily the other elements of the international application) are in a language accepted by the receiving Office under Rule 12.1(a) or (c) (see Rule 20.4(c) and paragraph 54). If any of the other elements of the international application are not in a language accepted by the receiving Office, they may be corrected later without affecting the international filing date (see paragraphs 240 and 241).

Background Art

[0005] This is a sample text. Second translation will need to be furnished by the applicant in respect of any international application which is filed in a language which is not a language accepted by the International Searching Authority which is to carry out the international search and/or a language of publication; see paragraphs 229 to 236).

Summary of Invention

[0006] This is a sample text. In certain Offices, however, Rule 20.4(c) is incompatible with the applicable national law. For as long as that incompatibility continues, that Rule will not apply for those Offices; all elements of an international application filed with those Offices as receiving Office must therefore comply with the language requirements of Rule 12.1 before an international filing date can be accorded (see Annex C for details).

Technical Problem

[0007] This is a sample text. What is the effect of failing to file a paper copy of the international application when the request is prepared using the PCT-EASY software? A PCT-EASY diskette filed alone - without any corresponding application papers - does not meet the requirements for according an international filing date. The paper form of the international application remains the legally determinative version. Thus, the paper form of the international application which accompanies a request prepared filed using PCTEASY must contain the required elements in order to receive an international filing date. See paragraph 240A for further details about receiving an international filing date for requests prepared using the PCT-EASY software.

Solution to Problem

[0008] This is a sample text. What date is accorded as the international filing date? The reply to this question depends on whether the requirements for according an international filing date (see paragraph 222) were fulfilled on the date on which the international application was received by the receiving Office or - following correction of defects in relation to those requirements - on a later date.

Advantageous Effects of Invention

[0009] This is a sample text. The international filing date will, in the former case, be the date on which the international application was received by the receiving Office and, in the latter case, the date on which the correction was received by the receiving Office. Naturally, any correction has to comply with some conditions; in particular it has to be filed within a certain time limit. More is said about this in paragraph 238. Where all the sheets pertaining to the same international application are not received on the same day by the receiving Office, see Rule 20.2 and paragraphs 238(b) and 239.

Brief Description of Drawings

[0010] This is a sample text. Does non-payment, incomplete payment or late payment of fees influence the international filing date? The reply to this question is in the negative. However, those defects will eventually lead the receiving Office to declare that the international application is, or certain designations are, considered withdrawn (see paragraphs 213 and 214). Although an international application which has not been accorded an international filing date and an international application which is considered withdrawn are both excluded from further processing in the international phase, an international application which fulfills the requirements necessary for

it to be accorded an international filing date may be invoked as a priority application under the Paris Convention for the Protection of Industrial Property (if the conditions laid down by that Convention are fulfilled) even where the international application is considered withdrawn under the PCT (for non-payment of fees or other reasons).