



Filing a communication in the United States International Preliminary Examining Authority (IPEA/US) other than the Demand or documents accompanying the demand

July 2010

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NOTE regarding Chapter II document descriptions

Applicants are advised that it is important to use the correct document code description (i.e., document descriptions associated with Chapter II of the PCT) whenever possible because Chapter II document code descriptions are used to determine which documents are not viewable in Public PAIR until after the expiration of 30 months from the priority date. Using document code category PCT Chapter II will help ensure that a Chapter II document is indexed with a Chapter II document description. If other document code categories are used, whenever possible select the document code description that begins CHII.

PCT Help Desk

For any questions relating to PCT documents, please contact the PCT Help Desk.

Phone: (571)272-4300

Hours: Monday – Friday 9:00 a.m. to 4:30 p.m.

Fax: (571)273-0419

Hours: 24 hours/day

Electronic filing requirements

The required page size for a PCT international application filed via EFS-Web in pdf format is A4. See PCT Rule 11.5.

All pdf documents submitted via EFS-Web must have a minimum resolution of 300 dpi.

Additional documents must not be added to the PCT Easy zip file.

Chapter II fee payment

ADVISORY: If filing by EFS-Web, do NOT attach the PTO-2038 form as a PDF along with your EFS-Web submission. Please be advised that this is not recommended and by doing so your credit card information may be displayed via PAIR. To protect your information, it is recommended paying fees online by using the electronic payment method.

Chapter II Demand fee payment made in response to an invitation (PCT/IPEA/403 or PCT/IPEA/440 issued by the IPEA/US) or spontaneously.

- May be made electronically via the fee payment screens.
- May be made on the Chapter II demand fee calculation sheet annex, including an authorization to charge a deposit account.
Document code category: PCT Chapter II
Document code description: CHII Form PCT/IPEA/401 annex
- May be made by uploading a document giving authorization to charge a deposit account.
Document code category: PCT Chapter II and PCT General Transmittal
Document code description: CHII Fee payment IA

Chapter II Response to invitation to pay examination fee for additional inventions (PCT/IPEA/405 issued by the IPEA/US).

- May be made electronically via the fee payment screens.
- May be made by uploading a document giving authorization to charge a deposit account.
Document code category: PCT Chapter II and PCT General Transmittal
Document code description: CHII Response to form PCT/IPEA/405

The following documents may be filed when communicating with the IPEA/US

Chapter II Letter accompanying a response to an invitation to correct defects in the demand (PCT/IPEA/404).

Document code category: PCT Chapter II and PCT Change Request
Document code description: CHII Response to form PCT/IPEA/404

Chapter II Request for recording a change under PCT Rule 92*bis*

Document code category: PCT Change Request and PCT Chapter II
Document code description: CHII – Request for recording change/PCT Rule 92*bis*

Chapter II Response to either the written opinion of the international search authority (Form PCT/ISA/237) or the written opinion (Form PCT/IPEA/408):

- *A comment, remark, or marked-up version of the replaced sheets:*
Document code category: PCT Amendment and PCT Chapter II

Document code description: CHII – Resp to the written opinion
ISA/237/IPEA/408

➤ *Replacement amended sheet of claims under PCT Article 34:*

- It is important to use the correct document description in order to be sure that the document is not open to the public before the expiration of 30 months.
- For amendments to the claims filed on or after July 1, 2009, a full set of claims must be provided.

Document code category: PCT Amendment and PCT Chapter II

Document code description: ChII Amendment to the claims PCT Art. 34

➤ *Replacement amended sheet of description under PCT Article 34:*

- It is important to use the correct document description in order to be sure that the document is not open to the public before the expiration of 30 months.

Document code category: PCT Amendment and PCT Chapter II

Document code description: CHII Amendments to descript/drawings PCT Art. 34

➤ *Replacement amended sheet of drawing under PCT Article 34:*

- It is important to use the correct document description in order to be sure that the document is not open to the public before the expiration of 30 months.

Document code category: PCT Amendment and PCT Chapter II

Document code description: CHII Amendments to descript/drawings PCT Art. 34

Chapter II Fee payment

Document code category: PCT General Transmittal and PCT Chapter II

Document code description: CHII Fee payment IA

Chapter II Request for rectification under PCT Rule 91

Document code category: PCT General Transmittal and PCT Chapter II

Document code description: CHII Request for rectification IA

Chapter II Response to invitation to correct defects in the demand (response to Form PCT/IPEA/404)

Document code category: PCT Change Request and PCT Chapter II

Document code description: CHII Response to form PCT/IPEA/404

Chapter II Response to invitation to restrict or pay additional fees (response to Form PCT/IPEA/405)

Document code category: PCT General Transmittal and PCT Chapter II

Document code description: CHII Response to form PCT/IPEA/405



Chapter II Request to withdraw as attorney under PCT Rule 90.6(d)

Document code category: PCT Chapter II and PCT Change Request
Document code description: CHII Request to withdraw as attorney IA

Chapter II Request to withdraw designation under PCT Rule 90bis.2

Document code category: PCT Chapter II and PCT Change Request
Document code description: CHII Request to withdraw designation IA

Chapter II Request to withdraw priority claim under PCT Rule 90bis.3

Document code category: PCT Chapter II and PCT Change Request
Document code description: CHII Request to withdraw priority claim IA

Chapter II Petition for consideration by the PCT Legal Office

Document code category: PCT Petition and PCT Chapter II
Document code description: CHII Petition for review by the PCT legal office

Chapter II Request for reconsideration of an action taken by the IPEA/US

Document code category: PCT Chapter II and PCT Amendment and PCT General Transmittal
Document code description: CHII Request for Reconsideration IA

Miscellaneous communication from applicant filed during Chapter II, which document is not limited to Chapter II examination

Power of attorney

Document code category: PCT Change Request and PCT General Transmittal and PCT Application Part
Document code description: Power of attorney

General power of attorney

Document code category: PCT Change Requests and PCT Application Part
Document code description: Power of attorney

Copy of legal entity resolution (e.g., corporation) delegating authority to sign legal documents on behalf of the legal entity

Document code category: PCT General Transmittal and Application Part
Document code description: Corp resolution/auth to act on behalf of corp



Rarely, Chapter II communication for which no other document code is applicable

Rarely, there may be a document for which no other document code is applicable.

- It is important to use the correct document description in order to be sure that the document is not open to the public before the expiration of 30 months.

Document code category: PCT General transmittal and PCT Chapter II

Document code description: CHII Misc. communication from applicant - IA