

**Filing a Demand for International Preliminary Examination in the United States
International Preliminary Examination Authority (IPEA/US) relating to a
previously filed international application under the PCT**

**For Any Questions Relating to PCT documents, please contact the PCT
Help Desk:**

**Phone: (571) 272-4300
Hours: M-F 9am – 4:30pm**

**Fax: (571) 273-0419
24 hrs/day**

Time limit for making a Demand*:

For international applications filed on or after 01 January 2004, a Demand may be made anytime prior to the expiration of whichever of the following time periods expires later; 22 months from the earliest priority date, or three months from the transmittal of the international search report and written opinion of the International Searching Authority, or of the declaration under Article 17(2)(a).

*Must, in practice, file Demand by 19 months in order to extend the national phase entry deadline for Article 22 transitional reservation countries.

The following must be used to demand International Preliminary Examination under Chapter II of the PCT:

- Demand for International Preliminary Examination (Form PCT/IPEA/401)
- Includes Demand Fee Calculation Sheet

EFS-Web Doc Code Category	EFS-Web Doc Code Description	Business Process	Form Type Number	Printable Image Sample Document
Documents described as "CHII" should only be used when corresponding with the USPTO in its capacity as International Preliminary Examining Authority				
PCT - Form OR PCT- Chapter II	CHII - Form PCT/IPEA/401 - Demand	As part of the papers needed to initiate Chapter II processing, the applicant submits a bibliographic data form, the Demand, PCT Form/IPEA/401	PCT/IPEA/401	P2.401_sd
INCLUDES				
PCT - Form OR PCT- Chapter II	CHII - Form PCT/IPEA/401 - Demand	As part of the papers needed to initiate Chapter II processing, the applicant submits a bibliographic data form, the Demand, PCT Form/IPEA/401	PCT/IPEA/401 Demand Annex Page 8	P2.401_sd

The following documents may accompany a Demand for International Preliminary Examination:

- CHII - Request for Recording of a Change under PCT Rule 92bis
- CHII – Response to written opinion of the International Searching Authority (Response to Form PCT/ISA/237)
- Article 34 amendments to the description and/or drawings
- Article 34 amendments to the claims
- CHII - Fee payment - International Application
- CHII - Misc. Communication from Applicant

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PCT - Change Request OR PCT - Chapter II	CHII – Request for recording change/PCT Rule 92bis	Under PCT Rule 92bis, the applicant may submit changes to the person, name, residence, nationality or address of the applicant, inventor or agent (attorney) (Chapter II)		
PCT-Amendment OR PCT-Chapter II	CHII – Resp to the written opinion ISA/237 / IPEA/408	Under PCT Article 34, the applicant is entitled to submit a response to the written opinion (Form IPEA/408 or Form ISA/237). If the response includes amendments, it should be indexed as P2.ART34.CLM (for Claims – document description: CHII - Amendment to the claims - PCT Art. 34) or P2.ART32.A (for other parts of the application, document description: CHII - Amendmnts to descrpt/drawings - PCT Art. 34)		
PCT – Amendment OR PCT-Chapter II	CHII - Amendmnts to descrpt/drawings - PCT Art. 34	Under PCT Article 34, the applicant may submit amendments to the description and drawings prior to preparation of the International Preliminary Examination Report.		
PCT - Amendment OR PCT-Chapter II	CHII - Amendment to the claims - PCT Art. 34	Under PCT Article 34, the applicant may submit amendments to the claims prior to preparation of the International Preliminary Examination Report.		
PCT- General Transmittal OR PCT-Chapter II	CHII - Misc. communication from applicant	Miscellaneous incoming communication from applicant concerning an international application		
PCT - General Transmittal OR PCT-Chapter II	CHII - Fee Payment - International Application	A payment of fees by the applicant either in response to an invitation therefore (RO/102, RO/133, IPEA/403 or IPEA/440) or, as sometimes happens, spontaneously.		