Patents Regulations² (Amendment)

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the Patents Act 1990.

Dated 12 December 1991.

BILL HAYDEN
Governor-General

By His Excellency’s Command,

ROSS FLYNN
Minister of State for Science and Technology

1. Commencement
1.1 Regulations 3, 5 and 7 commence on 1 January 1992.

[NOTE: The remainder of these Regulations commence on gazettal: see Acts Interpretation Act 1901, s. 48]

2. Amendment
2.1 The Patents Regulations are amended as set out in these Regulations.
3. Regulation 1.4 (English text of Treaties)
3.1 Subregulation 1.4 (2):
Omit "on the commencing day", substitute "on 1 January 1992".

4. Regulation 22.2 (General fees)
4.1 Paragraph 22.2 (3) (b):
Omit "fees", substitute "fee".

5. Schedule 2 (Patent Cooperation Treaty)
5.1 Omit the Schedule of Fees, substitute:

**SCHEDULE OF FEES**

<table>
<thead>
<tr>
<th>Fees</th>
<th>Amounts</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Basic Fee (Rule 15.2 (a))</td>
<td></td>
</tr>
<tr>
<td>(a) if the international application contains not more than 30 sheets</td>
<td>762 Swiss francs</td>
</tr>
<tr>
<td>(b) if the international application contains more than 30 sheets</td>
<td>762 Swiss francs plus 1.5 Swiss francs for each sheet in excess of 30 sheets</td>
</tr>
<tr>
<td>2. Designation Fee (Rule 15.2 (a))</td>
<td>185 Swiss francs per designation for which the fee is due, with a maximum of 1,850 Swiss francs, any such designation in excess of 10 being free of charge</td>
</tr>
<tr>
<td>3. Handling Fee (Rule 57.2 (a))</td>
<td>233 Swiss francs</td>
</tr>
<tr>
<td>4. Supplement to the Handling Fee (Rule 57.2 (b))</td>
<td>233 Swiss francs</td>
</tr>
</tbody>
</table>

5. Surcharge for late payment (Rule 16bis.2 (n))
Minimum: 289 Swiss francs
Maximum: 728 Swiss francs

6. Schedule 4 (Prescribed foreign countries)
6.1 Omit the Schedule, substitute:

SCHEDULE 4

CONVENTION COUNTRIES

CONVENTION COUNTRIES THAT ARE PRESCRIBED FOREIGN COUNTRIES

Algeria
Argentina
Austria
Bahamas
Bangladesh
Barbados
Belgium
Benin
Brazil
Bulgaria
Burkina Faso
Burundi
Cameroon
Canada
Central African Republic
Chad
Chile
China
Congo
Côte d’Ivoire
Cuba
Cyprus
Czechoslovakia
Denmark (including Faroe Islands)
Dominican Republic
Egypt
Finland
France (including all Overseas Departments and Territories)
Gabon
Germany
Ghana
Greece
Guinea
Guinea-Bissau
Haiti
Holy See
Hungary
Iceland
Indonesia
Iran, Islamic Republic of
Iraq
Ireland
Israel
Italy
Japan
Jordan
Kenya
Korea, Democratic People’s Republic of
Korea, Republic of
Lebanon
Lesotho
Libyan Arab Jamahiriya
Liechtenstein
Luxembourg
Madagascar
Malawi
Malaysia
Mali
Malta
Mauritania
Mauritius
Mexico
Monaco
Mongolia
Morocco
Netherlands (including the Netherlands Antilles and Aruba)
New Zealand (excluding the Cook Islands, Niue and Tokelau)
Niger
Nigeria
Norway
Philippines
Poland
Portugal
Romania
Rwanda
San Marino
Senegal
South Africa
Soviet Union
Spain
Sri Lanka
Sudan
Suriname
Swaziland
Sweden
Switzerland
Syrian Arab Republic
Togo
Trinidad and Tobago
Turkey
Uganda
United Kingdom (including Hong Kong and the Isle of Man)
United Republic of Tanzania
United States of America (including all territories and possessions, including the Commonwealth of Puerto Rico)
Uruguay
Viet Nam
Yugoslavia
Zaire
Zambia
Zimbabwe

PART 2

CONVENTION COUNTRIES THAT ARE NOT PRESCRIBED FOREIGN COUNTRIES

India
7. Schedule 7 (Fees)

7.1 Part 4:

Omit the Part, substitute:

PART 4—FEES FOR INTERNATIONAL APPLICATIONS PAYABLE FOR THE BENEFIT OF THE INTERNATIONAL BUREAU

<table>
<thead>
<tr>
<th>Column 1 Item</th>
<th>Column 2 Matter</th>
<th>Column 3 Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Basic fee under Rule 15.2 (a) of the PCT if the international application contains not more than 30 sheets</td>
<td>762 Swiss francs</td>
</tr>
<tr>
<td>2</td>
<td>Basic fee under Rule 15.2 (a) of the PCT if the international application contains more than 30 sheets</td>
<td>762 Swiss francs, plus 15 Swiss francs for each sheet in excess of 30 sheets</td>
</tr>
<tr>
<td>3</td>
<td>Designation fee under Rule 15.2 (a) of the PCT</td>
<td>185 Swiss francs per designation for which the fee is due, with a maximum of 1,850 Swiss francs, any such designation in excess of 10 being free of charge</td>
</tr>
<tr>
<td>4</td>
<td>Handling fee under Rule 57.2 (a) of the PCT</td>
<td>233 Swiss francs</td>
</tr>
</tbody>
</table>

Note: The text of the PCT is set out in Schedule 2.

NOTES


\[1990\text{ No. 119 as amended by}\]