



PCT at the EPO

Annual seminars and
lectures programme 2016

Events for professional
representatives

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Foreword

The Patent Cooperation Treaty (PCT) set a new record in 2015 with 217 000 applications filed worldwide. Accounting for 38% of the total number of international search reports and well over half of all preliminary examination reports established in 2015, the EPO is firmly established as one of the major players in this arena. Indeed, those who assume that the EPO deals only with European patent applications made under the EPC may be surprised to learn that the PCT is the main pathway to the EPO, and last year represented 62% of all incoming applications.

Recognising European industry's strong interest in the PCT, the EPO decided in 2012 to further improve its level of service under that system by bringing it into line with the level offered under the EPC and introducing various new PCT services and products.

The European Patent Academy has actively supported outreach activities on the PCT since 2013, when it held the first PCT at the EPO conference in Munich with hundreds of participants and speakers from Europe and beyond. The following year it organised another conference, this time in The Hague, and in 2015, it held national seminars in a number of European cities.

This year, EPO lawyers and European patent attorneys will pair up and travel to five countries for a series of events specially tailored to the needs of PCT users. Devised by leading specialists from the EPO and the patent attorney profession, these events will provide updates on the latest developments and new services at the EPO, covering topics from online filing to entry into the European phase.

We hope you enjoy our seminars and lectures, and trust you will find them useful and interesting.



Jean-Michel Zilliox
Director IP Programme
European Patent Academy

Overview of training events

The European Patent Academy will offer two distinct forms of PCT training in 2016, namely national seminars and lectures.

National seminars

Lasting a whole day, our seminars offer participants a chance to immerse themselves fully in the world of PCT in a city other than Munich. They provide a valuable opportunity to review various aspects of the PCT procedure, as well as to work in depth on a specific case study. The day concludes with an update on recent PCT changes.

Venue	Date	Format	Speakers	Language
Paris	6 June 2016	1-day seminar	Camille-Rémy Bogliolo Christine Bonvallet	French
Madrid	3 November 2016	1-day seminar	Camille-Rémy Bogliolo Juan Arias Sanz Javier Vera Roa	English / Spanish
London	10 November 2016	1-day seminar	Christof Mathoi Eric Wolff	English
Bologna	28 November 2016	1-day seminar	Paola Giancane Filippo Santi	English / Italian

Lectures (Vorträge)

The PCT at the EPO event includes four lectures at the EPO in Munich (all in German). Each of these comprises a one-hour presentation focusing on one or two specific issues, followed by a question-and-answer session, and finishes with a networking event where participants can exchange experiences and chat with the speakers.

Venue	Date	Format	Speakers	Language
EPO Munich	4 July 2016	Lecture - Module 1	Christof Mathoi Eric Wolff	German
EPO Munich	18 July 2016	Lecture - Module 2	Carolina Miot Eric Wolff	German
EPO Munich	10 October 2016	Lecture - Module 3	Christof Mathoi Eric Wolff	German
EPO Munich	24 October 2016	Lecture - Module 4	Carolina Miot Eric Wolff	German

See next pages for more details on the content of the lectures and seminars

National seminars

from 09.00	Registration
09.30	Welcome
09.45	Status update on PCT in 2015/16
10.15	PCT procedure before the EPO as RO New service in "PCT Direct"
11.30	Coffee break
11.45	Case study: incorporation by reference at the EPO as RO
13.00	Lunch break
14.00	PCT procedure before the EPO as ISA Focus on non-unity under Rule 40 PCT
15.30	Coffee break
15.45	Entry into the European phase PCT-PPH
16.15	Update on the unitary patent
16.30	New PCT Rules entering into force on 1 July 2016 Report on the latest discussions at the PCT WG on May 2016
17.00	End of seminar

This agenda is only an approximation as the contents and schedule of each PCT seminar may differ slightly. For instance, the PCT seminar taking place in Madrid is organised in co-operation with the Spanish Patent and Trademark Office (OEPM) and consequently its programme will include relevant information concerning OEPM acting as International Authority.

Vorträge

Die Vorträge werden in deutscher Sprache gehalten und finden im Europäischen Patentamt in München statt.

ab 16.45	Registrierung
17.00	Vortrag
18.15	Diskussion
18.30	Umtrunk
20.00	Ende der Veranstaltung

Modul 1:

Substanzielle Änderungen und formale Korrekturen

4. Juli 2016

Sprecher: Christof Mathoi, Eric Wolff

In Modul 1 werden verschiedene Möglichkeiten zur Einreichung von Änderungen und von Korrekturen insbesondere im Verlauf der internationalen Phase sowie bei Eintritt in die europäische Phase erörtert.

Hierbei wird insbesondere über mögliche Änderungen nach Artikel 19 PCT sowie im Verfahren nach Kapitel II PCT informiert. Des Weiteren werden auch Korrekturmöglichkeiten vor dem Anmeldeamt sowie die Berichtigung offensichtlicher Fehler in der internationalen Phase erläutert. Um diese Möglichkeiten zu veranschaulichen, werden den Teilnehmern unterschiedliche Beispiele präsentiert.

Modul 2:

Vertretung und mangelnde Einheitlichkeit der Erfindung

18. Juli 2016

Sprecher: Carolina Miot, Eric Wolff

In Modul 2 werden insbesondere die Arten der Vertretung im Verfahren vor dem EPA als Anmeldeamt, Internationale Recherchenbehörde und mit der internationalen vorläufigen Prüfung beauftragte Behörde sowie, gegebenenfalls, die Möglichkeit zur Bestellung von Unteranwälten oder der Angabe einer Zustellanschrift behandelt.

Außerdem befasst sich dieses Modul mit der Vorgehensweise bei mangelnder Einheitlichkeit der Erfindung im Rahmen der internationalen Phase, einschließlich des Widerspruchsverfahrens, sowie bei Eintritt in die europäische Phase.

Modul 3:

Fehlende Teile und Möglichkeiten zur Beschleunigung des Verfahrens

10. Oktober 2016

Sprecher: Christof Mathoi, Eric Wolff

In Modul 3 werden Möglichkeiten zur Einbeziehung von fehlenden Teilen in die internationale Anmeldung vor dem EPA als Anmeldeamt behandelt und Parallelen sowie Unterschiede im Vergleich zur Einbeziehung von Teilen in Euro-Direkt-Anmeldungen aufgezeigt.

Zusätzlich werden in diesem Modul Neuerungen in den Verfahren vor dem EPA behandelt, wie zum Beispiel das Ende 2015 eingeführte Pilotprogramm zu Recherchenstrategien.

Des Weiteren wird beschrieben, wie Anmelder vorzeitig (vor Ablauf von 31 Monaten) in die europäische Phase eintreten können, und es werden auch sonstige Möglichkeiten - wie „PCT PPH“ - zur Beschleunigung des Erteilungsverfahrens in der europäischen Phase erläutert.

Modul 4:

Prioritätsansprüche und „PCT-Direkt“

24. Oktober 2016

Sprecher: Carolina Miot, Eric Wolff

In Modul 4 werden die mit Prioritätsansprüchen verbundenen Fragen behandelt, die sich im Rahmen des Verfahrens vor dem Anmeldeamt, der Internationalen Recherchenbehörde und der mit der internationalen vorläufigen Prüfung beauftragten Behörde stellen. Hierbei werden insbesondere die mit der Beanspruchung, der Wirksamkeit und der Wiederherstellung der Priorität verbundenen Fragen herausgestellt und erörtert.

Des Weiteren wird auch der „PCT-Direkt“-Dienst dargestellt, der unabhängig vomgewählten Anmeldeamt allen PCT-Anmeldern, die das EPA als Internationale Recherchenbehörde ausgewählt haben und die Priorität einer vom EPA bereits recherchierten Erstanmeldung beanspruchen, zur Verfügung steht.

Speakers



Juan Arias Sanz, ES, MSc in chemistry (Complutense University of Madrid - 1986) and Diploma on patent litigation in Europe (University of Strasbourg - 2013); European patent attorney (2004) and Spanish patent and trademark agent (2003). After performing research on protein chemistry at the Max-Planck-Institut für Biochemie in Munich (1989-1990), he worked as an examiner at the EPO in Munich (1991-2000) before leaving to head up the Chemistry department of a Spanish IP firm (2000-2003). In 2003, he co-founded ABC Patentes, an IP firm located in Madrid where he is managing partner and deals with patent and SPC prosecution, as well as patent litigation.



Camille-Rémy Bogliolo, FR, lawyer, European and International Legal Affairs – PCT, EPO Munich, graduated from Sciences Po, Paris. He also holds a Master of Arts in European studies from the University of Kent, Canterbury, and a Master of Laws in European and comparative law from the University of Maastricht. From 1999, he worked at the French Patent Office (INPI) as a lawyer in the International and European Legal Affairs department, specialising in the PCT. In 2001, he moved to WIPO and, since 2006, has worked at the EPO.



Christine Bonvallet, FR, Senior Legal Officer, PCT Legal Affairs Section, PCT Legal Division, World Intellectual Property Organization (WIPO), Geneva. She is a lawyer by training specialised in intellectual property matters and international law. As a member of the Paris Bar (Ordre des Avocats à la Cour de Paris), she worked as a lawyer for several international law firms in Paris. She joined WIPO in 2003.

Paola Giancane, IT, lawyer, European and International Legal Affairs – PCT, EPO Munich, studied European and international law at the Universities of Pisa and Freiburg. She also holds an LLM in European law from the College of Europe (Bruges) and an LLM in Spanish law from the University of Valladolid. Before joining the EPO in 2013, she gained experience at the Office for Harmonization in the Internal Market (OHIM), the European Commission and the law firm Van Bael & Bellis (Brussels).



Christof Mathoi, AT, lawyer, European and International Legal Affairs – PCT, EPO Munich, studied law and business law at the Universities of Innsbruck and Salamanca. He joined the EPO in 2011, starting off in Directorate IP5, which is responsible for the EPO's co-operation with the four other major patent offices. Since 2012, he has worked in the International Legal Affairs department.



Carolina Miot, FR/IT, lawyer, European and International Legal Affairs – PCT, EPO Munich, studied law at the Universities of Orleans, Poitiers, Munich (LMU) and Strasbourg (CEIPI). She holds a Master 2 in European and international intellectual property law from the CEIPI. Before joining the EPO in 2014, she gained experience in an international environment through internships at the European Commission and the EPO (Directorate Patent Law).





Filippo Santi, IT, European patent attorney. Studied chemical engineering at "La Sapienza" University of Rome, holds a diploma in patent litigation in Europe from the University of Strasbourg. Worked as a consultant in information technology for petroleum refineries before joining the private practice of Barzanò & Zanardo in Rome in 1999, where he heads the department in charge of foreign patent filing and prosecution. CEIPI tutor.



Javier Vera Roa, ES, Technical Advisor in the Patent and Technological Information Department of the Spanish Patent and Trademark Office (OEPM). Graduated as an aeronautical engineer from the Polytechnic University of Madrid. After a career in the aeronautical industry (CASA and ITP), he joined OEPM in 1995 as a patent examiner, going on to hold various posts including Deputy Director of the Patent Department. Now Technical Advisor responsible for international affairs within the Patent department. Participated in expert working groups and as tutor and panellist on IP issues in Spain and abroad, particularly Latin America. Represented OEPM on EPC and PCT matters in several European and international IP forums.

Eric Wolff, AT, retired British patent attorney and Fellow of the Chartered Institute of Patent Attorneys. After qualifying in 1983 he practiced before both the British and the European Patent Office until 1994, when he took up the post of senior legal officer in the PCT Legal Division at the World Intellectual Property Organization (WIPO) in Geneva. From 1999 until his retirement in February 2013 he served as a technically qualified member of an EPO technical board of appeal (physics). He has lectured and given seminars on the EPC and the PCT since 1984.



The national seminars are organised with the kind support of the following institutions:



The national seminar in Madrid is sponsored by:



Organised by

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Information and registration

Please visit

<http://www.epo.org/learning-events/events/search.html>
and search for “PCT”.

