



**THE PATENTS (PATENT COOPERATION TREATY)
REGULATIONS 1992, AMENDMENT NO. 1**

THOMAS EICHELBAUM, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 18th day of April 1994

Present:

THE HON. JOHN BANKS PRESIDING IN COUNCIL

PURSUANT to the Patents Act 1953, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Patents (Patent Cooperation Treaty) Regulations 1992, Amendment No. 1, and shall be read with and deemed part of the Patents (Patent Cooperation Treaty) Regulations 1992* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

2. English translation of documents as required—(1) Regulation 3 of the principal regulations is hereby amended by inserting, before the word “Where”, the words “(1) Subject to subclauses (2) to (5) of this regulation,”.

(2) Regulation 3 of the principal regulations is hereby further amended by adding the following subclauses:

“(2) Upon application by the applicant in accordance with this regulation, the Commissioner may, for such time and upon such terms as the Commissioner thinks fit, extend the time specified in subclause (1) of this regulation for the supply of an English translation and certificate of verification.

“(3) The Commissioner may grant an extension pursuant to subclause (2) of this regulation notwithstanding the fact that the time has expired for the supply of the English translation and certificate of verification.

“(4) An application for an extension of the time shall be made in writing and shall be accompanied by the fee prescribed in subclause (5) of this regulation.

“(5) The fee payable pursuant to this regulation shall be \$30, exclusive of goods and services tax, for each month or part thereof for which an extension is sought.”

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations enable the Commissioner of Patents to grant extensions of time within which translations of documents forming part of international applications under the Patent Cooperation Treaty may be filed.

Translations are currently required to be supplied within 3 months of the commencement date of the national phase (as that term is defined). The regulations provide that a fee of \$30 per month of extension will be payable in respect of extensions. That fee is exclusive of goods and services tax.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 21 April 1994.
These regulations are administered in the Ministry of Commerce.