

**Update of the 20th edition of
the Annotated European Patent Convention
from 15-11-2-12 till 31-12-2012**

I Amendments in view of OJ 11 and 12 of 2012 and the EPO website

Convention

Page 42, Art.33(1):1, add after first paragraph ‘Since 2012 users of the patent system are consulted on the EPO website (OJ 2012, 643).’

Page 338, Art. 134a(1):2, last paragraph, replace ‘OJ 2011, 591’ by ‘OJ 2012, 632’.

Page 368, Art. 153(7):4, replace ‘see OJ 2012, 212 §3(c)’ by ‘see OJ 2012, 212 §3(c) and 584’.

Page 883, replace ‘T445/08 30.01.12’ by ‘T445/08 30.01.12 2012,588’.

Implementing Regulations

Page 437, R.36(1):2.2.1, add the following paragraph after the second paragraph: ‘A communication from the examining division on Form 2001A, merely referring to a negative search report issued before 01.04.2010 to which the applicant had not responded, will not be regarded as a ‘first communication’; the R.36(1)(a) period will only be triggered by the next communication from the examining division (Not. EPO OJ 2013, 16 and J9/10). As from the end of 2012, the EPO will not issue Form 2001A anymore and instead send a normal communication stating the objections against the application.’

Page 627, R.134(1):2, first paragraph, replace ‘OJ 2009, 71 and 480’ by OJ 2012, 642’.

Page 631, R.134(5):1, replace complete paragraph ‘See OJ ...’ with ‘See OJ 2012, 618 for the application of R.134(5) to applicants and representatives who have their place of business or domicile on the East Coast of the US and were affected by the hurricane Sandy on 29.10.2012.’

Notes to the Patent Cooperation Treaty

Page 777, section 2.8, last paragraph, replace ‘See e.g. OJ 2012, 256 for the international fees levied by the EPO.’ by ‘See e.g. OJ 2012, 639 for the equivalent amounts of the fees in the Schedule of Fees for payment to the EPO, and OJ 2012, 256 for the international fees levied by the EPO.’