



MEMORANDUM CIRCULAR NO. PCT- 2013-03

TO : All Concerned

SUBJECT : Guidelines Concerning the Application Submitted for Entry into the National Phase

DATE : 24 January 2013

To streamline the procedure on the determination of the contents of the international application that shall be considered as basis of the national phase entry application, the following guidelines are hereby issued:

- A. The international application that shall be submitted for entry into the national phase shall include the following documents in English:
1. the description as filed or the substitute sheet or replacement sheet thereof;
 2. the claims as filed or the substitute sheet or replacement sheet thereof and, where applicable, as amended under PCT Article 19;
 3. the drawings as filed or the substitute sheet or replacement sheet thereof
 4. the abstract; and
 5. where applicable, amendments to the description, claims or drawings under PCT Article 34, as contained in the annexes to the international preliminary examination report.
- B. The applicant may submit an amended international application, not in accordance with PCT Article 19 or 34, for national phase entry provided that the amendments are presented in accordance with the IP Code and its implementing rules and regulations, specifically Rules 916 to 926.
- C. For fee calculation purposes, the total number of pages and claims of the international application submitted for national phase entry shall be based on the international application as filed or the substitute sheet or replacement sheet thereof. Where amendments under PCT Article 19 or 34 or under paragraph B of this Circular have been filed, the total number of pages and claims shall be based on these amendments provided that the amendments under PCT Article 19 or 34 were submitted in English within 30 or 31 months from the priority date and the amendments under paragraph B of this Circular were found to comply therewith.

This Memorandum Circular shall take effect immediately.



EPIFANIO M. EVASCO
Director, Bureau of Patents

Noted:



RICARDO R. BLANCAFLOR
Director General