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VAN  
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# Government Gazette Staatskoerant

*Regulation Gazette*

No. 6714

*Regulasiekoerant*

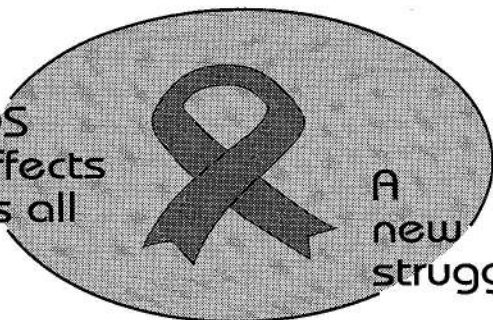
Vol. 414

PRETORIA, 30 DECEMBER 1999  
DESEMBER

No. 20790

**We all have the power to prevent AIDS**

AIDS  
affects  
us all



A  
new  
struggle

**Prevention is the cure**

**AIDS  
HELPUNE**

**0800 012 322**

DEPARTMENT OF HEALTH

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**GOVERNMENT NOTICE**

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**DEPARTMENT OF TRADE AND INDUSTRY****No. R. 1552****30 December 1999****PATENTS ACT, 1978  
(ACT No. 57 OF 1978)****AMENDMENT OF PATENTS REGULATIONS, 1978**

The Minister of Trade and Industry gives notice of the amendment to the Patent Cooperation Treaty Regulations as adopted by the Assembly of the International Patent Cooperation Union (PCT Union) with effect from 01 January 2000. Rule 4.10 Priority Claim is now amended as follows: (Annexure A). Thus inserting Regulation 24A as part of the Patents Act, 1978 Regulations.

The Minister further gives notice with the concurrence of the Minister of Finance in respect of matters prescribing the payment of Fees and Tariff of such fees, under section 91 of the Patents Act, 1978 (Act No. 57 of 1978), further amended the Patents Regulations, 1978, initially published under Government Notice No. R. 2470 of 15 December 1978 and as subsequently amended in *Government Gazette* No. 1985A of March 1999 and *Government Gazette* No. 20248 of 28 June 1999, in the manner set out in the Schedule, with effect from 1 January 2000.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Twenty Ninth day of December, One thousand Nine hundred and Ninety-nine.

**A. ERWIN****Minister of Trade and Industry****schedule**

1. Schedule 1 is hereby amended by substitution for Item 25 to 27 of the following:

<u>Item No.</u>	<u>Description</u>	<u>Corresponding Form</u>	<u>Fees</u>
25	International fee in terms of section 43D {regulation 67A (b)}		

Fees	Amounts
(a) basic fee (Rule 15.2(a))	
(i) if the international application contains not more than 30 sheets	R2790,00 (650 Swiss francs)
(ii) if the international application contains more than 30 sheets	R2790,00 (650 Swiss francs)
(b) Designation Fee:	
(i) for designations made under Rule 4.9(a)	R554.00 (140 Swiss francs) per designation, provided that any designation made under Rule 4.9 (a) in excess of 8 shall not require the payment of a designation fee
(ii) for designations made under (Rule 4.9 (b) and confirm under Rule 4.9(c))	R554.00 (140 Swiss francs) per designation
(C) Handling Fee: (Rule 57.2 (a))	R921.00 (233 Swiss francs)

The Rand equivalent amounts are as determined in terms of Rules 15.2 and 16.1 of the PCT Regulations and may be adjusted from time to time, subject to appropriate notification.

**ANNEXURE A**

**Certified Copy**

**AMENDMENTS TO THE REGULATIONS UNDER THE  
PATENT COOPERATION TREATY (PCT)**

Adopted by the Assembly of the International Patent Cooperation Union (PCT Union)  
at its twenty-seventh (12th ordinary) session on September 29, 1999,  
with effect from January 1, 2000



**ANNEXURE A****AMENDMENTS****Rule 4****The Request (Contents)**

4.1 to 4.9 [No change]

4.10 *Priority Claim*

(a) Any declaration referred to in Article 8(1) ("priority claim") may claim the priority of one or more earlier applications filed either in or for any country party to the Paris Convention for the Protection of Industrial Property or in or for any Member of the World Trade Organization that is not party to that Convention. Any priority claim shall, subject to Rule 26bis.1, be made in the request; it shall consist of a statement to the effect that the priority of an earlier application is claimed and shall indicate:

(i) the date on which the earlier application was filed, being a date falling within the period of 12 months preceding the international filing date;

(ii) the number of the earlier application;

(iii) where the earlier application is a national application, the country party to the Paris Convention for the Protection of Industrial Property or the Member of the World Trade Organization that is not party to that Convention in which it was filed;

(iv) where the earlier application is a regional application, the authority entrusted with the granting of regional patents under the applicable regional patent treaty;

(v) where the earlier application is an international application, the receiving Office with which it was filed.

(b) In addition to any indication required under paragraph (a)(iv) or (v):

(i) where the earlier application is a regional application or an international application, the priority claim may indicate one or more countries party to the Paris Convention for the Protection of Industrial Property for which that earlier application was filed;

(ii) where the earlier application is a regional application and at least one of the countries party to the regional patent treaty is neither party to the Paris Convention for the Protection of Industrial Property nor a Member of the World Trade Organization, the priority claim shall indicate at least one country party to that Convention or one Member of that Organization for which that earlier application was filed.

(c) For the purposes of paragraphs (a) and (b), Article 2(vi) shall not apply.

(d) If, on September 29, 1999, paragraphs (a) and (b) as amended with effect from January 1, 2000, are not compatible with the national law applied by a designated Office, those paragraphs as in force until December 31, 1999, shall continue to apply after that date in respect of that designated Office for as long as the said paragraphs as amended continue not to be compatible with that law, provided that the said Office informs the International Bureau accordingly by October 31, 1999. The information received shall be promptly published by the International Bureau in the Gazette.

4.11 to 4.17 [No change]

**SCHEDULE OF FEES**  
*as in force from January 1, 2000*

Fees	Amounts
1. Basic Fee: (Rule 15.2(a))	
(a) if the international application contains not more than 30 sheets	650 Swiss francs
(b) if the international application contains more than 30 sheets	650 Swiss francs plus 15 Swiss francs for each sheet in excess of 30 sheets
2. Designation Fee: (Rule 15.2(a))	
(a) for designations made under Rule 4.9(a)	140 Swiss francs per designation, provided that any designation made under Rule 4.9(a) in excess of 8 shall not require the payment of a designation fee
(b) for designations made under Rule 4.9(b) and confirmed under Rule 4.9(c)	140 Swiss francs per designation
3. Handling Fee: (Rule 57.2(a))	233 Swiss francs

**Reductions**

4. The total amount of the fees payable under items 1 and 2(a) is reduced by 200 Swiss francs if the international application is, in accordance with and to the extent provided for in the Administrative Instructions, filed on paper together with a copy thereof in electronic form.
5. All fees payable (where applicable, as reduced under item 4) are reduced by 75% for international applications filed by any applicant who is a natural person and who is a national of and resides in a State whose per capita national income is below US\$3,000 (according to the average per capita national income figures used by the United Nations for determining its scale of assessments for the contributions payable for the years 1995, 1996 and 1997); if there are several applicants, each must satisfy those criteria.

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# **CORRECT ADDRESS FOR COMMENTS KORREKTE ADRES VIR KOMMENTAAR**

## **FIREARMS CONTROL BILL**

Comments on the Bill must be submitted before 31 January 2000 to the following address:

The Portfolio Clerk  
Portfolio Committee on Safety and Security  
Mr L. Pakati  
P.O. Box 15  
Cape Town  
8000  
Room 1108  
Parliament Towers  
140 Plein Street  
Cape Town  
8000

All comments received will be placed before the portfolio committee for discussion during the public hearings to be held early in 2000. Details of the hearing will be published as soon as the portfolio committee has finalised the arrangements.

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## **DIE WETSONTWERP OP DIE BEHEER VAN VUURWAPENS**

Kommentaar op die Wetsontwerp moet voor 31 Januarie 2000 aan die volgende adres voorgelê word:

Die Portefeulje Klerk  
Die Portefeulje Komitee van Veiligheid en Sekuriteit  
Mnr. L. Pakati  
Posbus 15  
Kaapstad  
8000  
Kamer 1108  
Parlement Toring  
Plein Straat 140  
Kaapstad  
8000

Alle kommentaar wat ontvang word sal aan die portefeuljekomitee voorgelê word vir bespreking tydens die openbare verhoor wat vroeg in 2000 gehou sal word. Besonderhede in verband met die verhoor sal gepubliseer word sodra die reëlings deur die portefeuljekomitee gefinaliseer is.

