DIRECCIÓN DE INVENCIONES Y NUEVAS TECNOLOGÍAS

RESOLUCION Nº 003368-2018-DIN-INDECOPI

Lima, 31 de diciembre de 2018

Lineamientos para la aplicación del Programa Piloto del Procedimiento Acelerado de Patentes Global (Global PPH) en el Instituto Nacional de Defensa de la Competencia y de la Protección de la Propiedad Intelectual de Perú (INDECOPI)

1. Legislación pertinente

Con fecha 10 de noviembre de 2018, la Oficina Japonesa de Patentes, en su calidad de Secretaria del Programa Piloto del Procedimiento Acelerado de Patentes Global (Global PPH), informó que, a partir del 06 de enero de 2019, el Instituto Nacional de Defensa de la Competencia y de la Protección de la Propiedad Intelectual de Perú (INDECOPI) forma parte del mencionado Programa.

Las Oficinas de patentes que participan del Global PPH son: Alemania (DPMA), Australia (IP Australia), Austria (APO), Canadá (CIPO), Colombia (SIC), Corea (KIPO), España (OEPM), Estados Unidos de América (USPTO), Dinamarca (DKPTO), Estonia (EPA), Finlandia (PRH), Hungría (HIPO), Instituto Nórdico de Patentes (NPI), Islandia (IPO), Israel (ILPO), Japón (JPO), Noruega (NIPO), Nueva Zelandia (IPONZ), Polonia (PPO), Portugal (INPI), Reino Unido (UKIPO), Rusia (ROSPATENT), Singapur (IPOS) y Suecia (PRV) e Instituto de Patentes de Visegrado (VPI).

En el marco del Global PPH, cuando el solicitante de una patente obtiene una opinión favorable sobre la patentabilidad de una invención en una de las oficinas de patentes que forma parte del acuerdo, las demás oficinas pueden utilizar tales resultados para resolver la concesión de la misma patente a nivel doméstico, siempre y cuando se cumplan los requerimientos establecidos en las guías elaboradas por cada país. Así, el primer país que elabora un examen de patentabilidad con resultados positivos beneficiará al segundo país donde se solicita

En ejercicio de la facultad contenida en el artículo 35 numeral 3 del Decreto Legislativo 1033, corresponde a la Dirección de Invenciones y Nuevas Tecnologías aprobar los lineamientos para la operación del Procedimiento Acelerado de Patentes Global (Global PPH).

Los presentes Lineamientos se emiten en aplicación de las facultades conferidas por los artículos 35 numeral 3, 37 y 40 de la Ley de Organización y Funciones del Instituto Nacional de Defensa de la Competencia y de la Protección de la Propiedad Intelectual (INDECOPI) sancionada por Decreto Legislativo Nº 1033, concordante con el artículo 4 del Decreto Legislativo 1075 que aprueba las disposiciones complementarias a la Decisión 486 de la Comisión de la Comunidad Andina.

2. RESOLUCION DE LA DIRECCION DE INVENCIONES Y NUEVAS TECNOLOGIAS

Primero.- APROBAR los Lineamientos para la aplicación del Programa Piloto del Procedimiento Acelerado de Patentes Global (Global PPH) en el Instituto Nacional de Defensa de la Competencia y de la Protección de la Propiedad Intelectual de Perú (INDECOPI)", que forma parte integrante de la presente Resolución.

Segundo.- Disponer la publicación de la presente Resolución.

Comuníquese, publíquese y archívese

MANUEL CASTRO CALDERÓN
Director de Invenciones y
Nuevas Tecnologías
INDECOPI

GUIDELINES

Procedures to file a request to the INDECOPI (National Institute for the Defense of Free Competition and the Protection of Intellectual Property) for Patent Prosecution Highway Pilot Program

Applicants can request accelerated examination by a prescribed procedure including submission of relevant documents on an application which is filed with the INDECOPI and satisfies the following requirements under the Patent Prosecution Highway (PPH) pilot program based on the national work products (Part I) or PCT international work products (Part II) from any one of the offices Global Patent Prosecution Highway System participating Offices.

INDECOPI may, in the event of an excessive number of PPH requests which impede their proper functioning, suspend the implementation of the PPH pilot program. That suspension can may only be activated if the decision to suspend is formally communicated to the other office three (03) months before the suspension becomes effective.

Part I
PPH using the national work products

1. Requirements

1.1. Both the INDECOPI application on which PPH is requested and the Office of Earlier Examination (OEE) application(s) forming the basis of the PPH request shall have the same earliest date (whether this be a priority date or a filing date).

For example, the INDECOPI application (including PCT national phase application) may be either:
(Case I) an application which validly claims priority under the Paris Convention from the OEE application(s) (examples are provided in ANNEX III, Figures A, B, C, H, I and J), or
(Case II) an application which provides the basis of a valid priority claim under the Paris Convention for the OEE application(s) (including PCT national phase application(s)) (examples are provided in ANNEX III, Figures D and E), or
(Case III) an application which shares a common priority document with the OEE application(s) (including PCT national phase application(s)) (examples are provided in ANNEX III, Figures F, G, L, M, N), or
(Case IV) a PCT national phase application where both the INDECOPI application and the OEE application(s) are derived from a common PCT international application having no priority claim (an example is provided in ANNEX III, Figure K).

1.2. At least one corresponding application exists in the OEE and has one or more claims that are determined to be patentable/allowable by the OEE.

The corresponding application(s) can be the application which forms the basis of the priority claim, an application which derived from the OEE application which forms the basis of the priority claim (e.g., a divisional application of the OEE application or an application which claims domestic priority to the OEE application, or an OEE national phase application of a PCT application).

The applicant shall identify the relationship between the application in OEE that contains the allowable/patentable claims and the application in the INDECOPI.

Claims are “determined to be allowable/patentable” when the OEE examiner clearly identified the claims to be allowable/patentable in the latest office action, even if the application is not granted for patent yet.

The office action includes:

(a) Decision to Grant a Patent
(b) Notification of Reasons for Refusal
(c) Decision of Refusal
(d) Appeal Decision

See ANNEX III in regard to concrete cases that claims are “determined to be patentable/allowable” on each OEEs.

1.3. All claims in the OEE, as originally filed or as amended (for which an accelerated examination under the PPH pilot program is requested) must sufficiently correspond to one or more of those claims indicated as allowable/patentable in the OEE.

Claims are considered to “sufficiently correspond” where, accounting for differences due to translations and claim format, the claims in the INDECOPI are of the same or similar scope as the claims in the OEE, or the claims in the INDECOPI are narrower in scope than the claims in the OEE. In this regard, a claim that is narrower in scope occurs when a OEE claim is amended to be further limited by an additional feature that is supported in the specification (description and/or claims) originally filed at INDECOPI.

A claim in the INDECOPI which introduces a new/different category of claims to those claims indicated as allowable in the OEE is not considered to sufficiently correspond.

It is not required to include "all" claims considered to be allowable/patentable by OEE (claims removal allowed). For example, in the case where the application in the OEE contains 5 claims allowable/ patentable, the application in INDECOPI may contain only 3 claims.

Illustrative examples of claims which are considered to be "sufficiently correspond" and claims that are not considered "sufficiently correspond" are shown in ANNEX II.

Any claims amended or added after the grant of the request for participation in the PPH pilot program need to be sufficiently correspond to the claims indicated as allowable/patentable in the OEE application.

1.4. The application must have been published

At the time of request for the PPH the application must have been published and the deadline for oppositions in accordance with the provisions of articles 40 and 42 of Decision 486 has expire.

1.5. Patentability examination

At the time of filing the application to participate in the PPH Pilot Program, INDECOPI should not have notified the patentability examination in accordance with article 45 of Decision 486.

2. Documents to be submitted

2.1 Documents (a) to (d) below must be submitted by attaching to the PPH request.

(a) Copies of all office actions (which are relevant to substantial examination for patentability in the OEE) which were issued for the corresponding application by the OEE and translations of them.

Spanish is acceptable as translation language.

(b) Copies of all claims determined to be patentable/allowable by the

Spanish is acceptable as translation language.

(c) Copies of all references cited by the OEE examiner

If the references are patent documents, the applicant doesn't have to submit them because the INDECOPI usually possesses them. When the INDECOPI does not possess the patent document, the applicant has to submit the patent document at the examiner's request. Non-

patent literature must always be submitted.

(d) Claim correspondence table

The applicant requesting PPH must submit a claim correspondence table in spanish, which indicates how all claims in the INDECOPI application sufficiently correspond to the patentable/allowable claims in the OEE application (see ANNEX I INDECOPI PPH request form).

When claims are just literal translation, the applicant can just write down that “they are the same” in the table. When claims are not just literal translation, it is necessary to explain the sufficient correspondence of each claim.

2.2. When the applicant has already submitted above documents (a) to (d) to the INDECOPI through the procedure, the applicant may incorporate the documents by reference and does not have to attach them. The applicant must mention this fact and indicate in the request for participation in the PPH pilot program when they were previously presented at the request of INDECOPI.

3. Procedure for the accelerated examination under the PPH pilot program

3.1. The applicant must submit a request form to the INDECOPI (see ANNEX I INDECOPI PPH request form) and the documents mentioned in the previous numeral.

The INDECOPI decides whether the application can be entitled to the status for an accelerated examination under the PPH when it receives a request with the documents stated above. When the INDECOPI decides that the request is acceptable, the application is assigned a special status for an accelerated examination under the PPH.

In those instances where the request does not meet all the requirements set forth above, the applicant will be notified and the defects in the request will be identified., the applicant will be given opportunity to submit missing documents. Even after the issue of the notification of not assigning a special status for accelerated examination under the PPH, the applicant can request the PPH. If the second request does not meet all the requirements, the application will continue with the regular procedure.

3.2 The participation in the PPH pilot program may not be transferred to a divisional application. The applicant may submit a new request to participate in the PPH pilot program in the divisional application procedure and comply with all requirements set forth above.

3.3. Design applications and oppositions are excluded from participation in the PPH pilot program.

3.4. Any amendments made to the patent applications will be made regardless of whether or not the request to PPH pilot program is accepted

3.5. Claims for patent applications containing matters falling within the scope of Articles 15, 20 and 21 of Decision 486, as well as in the Judgment of the Court of Justice of the Andean Community in Process 89-AI-2000 published in Official Gazette No. 22 of October 12, 2001, regarding the non-patentability of uses, are excluded from participation in the PPH pilot program,

3.6. All communication or correspondence relating to participation in the PPH pilot program presented at Indecopi shall be clearly identified as such by placing the term PPH at the top of the first page to ensure that it can be handled properly.

3.7. The PPH procedure does not exempt applicants from all their obligations under peruvian laws.

Part II
PPH using the PCT international work products

1. Requirements

The application which is filed with the INDECOPI and on which the applicant files a request under the PCT-PPH must satisfy the following requirements:

1.1. The latest work product in the international phase of a PCT application corresponding to the application ("international work product"), namely the Written Opinion of International Search Authority (WO/ISA), the Written Opinion of International Preliminary Examination Authority (WO/IPEA) or the International Preliminary Examination Report (IPER), indicates at least one claim as patentable/allowable (from the aspect of novelty, inventive steps and industrial applicability).

Note that the ISA and the IPEA which produced the WO/ISA, WO/IPEA and the IPER are limited to the one of the authorities of the Global Patent Prosecution Highway System participating Offices, but, if priority is claimed, the priority claim can be to an application in any Office, see example A' in Annex III (application ZZ can be any national application).

The applicant cannot file a request under PCT-PPH on the basis of an International Search Report (ISR) only.

In case any observation is described in Box VIII of WO/ISA, WO/IPEA or IPER which forms the basis of a PCT-PPH request, the applicant must explain why the claim(s) is/are not subject to the observation irrespective of whether or not an amendment is submitted to correct the observation noted in Box VIII. The application will not be eligible for participating in PCT-PPH pilot program if the applicant does not explain why the claim(s) is/are not subject to the observation. In this regard, however, it does not affect the decision on the eligibility of the application whether the explanation is adequate and/or whether the amendment submitted overcomes the observation noted in Box VIII.

1.2. The relationship between the application and the corresponding international application satisfies one of the following requirements:

- The application is a national phase application of the corresponding international application. (See Figures A, A', and A" in Annex IV)

- The application is a national application as a basis of the priority claim of the corresponding international application. (See Figure B in Annex IV)
- The application is a national phase application of an international application claiming priority from the corresponding international application. (See Figure C in Annex IV)
- The application is a national application claiming foreign/national priority from the corresponding international application. (See Figure D in Annex IV)
- The application is the derivative application (divisional application and application claiming priority etc.) of the application which satisfies one of the above requirements (A) – (D). (See Figures E1 and E2 in Annex IV)

1.3. All claims on file, as originally filed or as amended, for examination under the PCT-PPH must sufficiently correspond to one or more of those claims indicated as allowable in the latest international work product of the corresponding international application.

The applicant shall identify the relationship between the application in OEE that contains the allowable/patentable claims and the application in the Indecopi.

Claims are considered to "sufficiently correspond" where, accounting for differences due to translations and claim format, the claims in the INDECOPI are of the same or similar scope as the claims indicated as allowable in the latest international work product, or the claims in the INDECOPI are narrower in scope than the claims indicated as allowable in the latest international work product.

In this regard, a claim that is narrower in scope occurs when a claim indicated as allowable in the latest international work product is amended to be further limited by an additional feature that is supported in the specification (description and/or claims) originally filed at INDECOPI.

A claim in the INDECOPI which introduces a new/different category of claims to those claims indicated as allowable in the latest international work product is not considered to sufficiently correspond.

It is not required to include "all" claims considered to be allowable/patentable by OEE (claims removal allowed). For example, in the case where the application in OEE contains 5 claimed claims allowable/ patentable, the application in Indecopi may contain only 3 claims.

Illustrative examples of claims which are considered to be " sufficiently correspond" and claims that are not considered " sufficiently correspond " are shown in ANNEX II.

Any claims amended or added after the grant of the request for participation in the PCT-PPH pilot program need to be sufficiently correspond to the claims indicated as allowable in the latest international work product.

1.4. The application must have been published

At the time of request for the PPH the application must have been published and the deadline for oppositions in accordance with the provisions of articles 40 and 42 of Decision 486 has expire.

1.5. Patentability examination

At the time of filing the application to participate in the PPH Pilot Program, Indecopi should not have notified the patentability examination in accordance with article 45 of Decision 486.

2. Documents to be submitted

2.1 The applicant must submit the following documents attached to the request form in filing a request under PCT-PPH. Some of the documents may not be required to submit in certain cases.

(a) A copy of the latest international work product which indicated the claims to be patentable/allowable and translations of them.

Spanish is acceptable as translation language. If the copy of the latest international work product is available in Spanish or English via "PATENTSCOPE (registered trademark)"[1], an applicant need not submit these documents unless otherwise requested by the INDECOPI (WO/ISA and IPER are usually available as "IPRP Chapter I" and "IPRP Chapter II" respectively in 30 months after the priority date).

(b) A copy of a set of claims which the latest international work product of the corresponding international application indicated to be patentable/allowable and translations of them[1].

Spanish is acceptable as translation language. If the copy of the set of claims which are indicated to be patentable/allowable is available via "PATENTSCOPE (registered trademark)" (e.g. the international Patent Gazette has been published), an applicant need not submit this document unless otherwise requested by the INDECOPI.

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[1] http://www.wipo.int/pctdb/en/index.jsp

(c) A copy of all references cited in the latest international work product of the international application corresponding to the application

If the references are patent documents, the applicant doesn't have to submit them because the INDECOPI usually possesses them. When the INDECOPI does not possess the patent document, the applicant has to submit the patent document at the examiner's request. Non-patent literature must always be submitted.

Documents which are only referred to as references and consequently do not consist of the reasons for refusal do not have to be submitted.

(d) A claims correspondence table which indicates how all claims in the application sufficiently correspond to the claims indicated to be patentable/allowable.

The applicant requesting PPH must submit a claim correspondence table in spanish, which indicates how all claims in the INDECOPI application sufficiently correspond to the patentable/allowable claims in the OEE application (see 4. INDECOPI PPH request form).

When claims are just literal translation, the applicant can just write down that "they are the same" in the table. When claims are not just literal translation, it is necessary to explain the sufficient correspondence of each claim .

2.2. When the applicant has already submitted above documents (a) to (d) to the INDECOPI through the procedure, the applicant may incorporate the documents by reference and does not have to attach them. The applicant must mention this fact and indicate in the request for participation in the PPH pilot program when they were previously presented at the request of INDECOPI.

3. Procedure for the accelerated examination under the PPH PCT-GPPH pilot program

3.1. The applicant must submit a request form to the INDECOPI (see section 4. INDECOPI PPH request form) and the documents mentioned in the previous numeral.

The INDECOPI decides whether the application can be entitled to the status for an accelerated examination under the PPH when it receives a request with the documents stated above. When the INDECOPI decides that the request is acceptable, the application is assigned a special status for an accelerated examination under the PPH.

In those instances, where the request does not meet all the requirements set forth above, the applicant will be notified and the defects in the request will be identified., the applicant will be given opportunity to submit missing documents. Even after the issue of the notification of not assigning a special status for accelerated examination under the PPH, the applicant can request the PPH. If the second request does not meet all the requirements, the application will continue with the regular procedure.

3.2 The participation in the PPH pilot program may not be transferred to a divisional application. The applicant may submit a new request to participate in the PPH pilot program in the divisional application procedure and comply with all requirements set forth above.

3.3. Industrial design applications and oppositions are excluded from participation in the PPH pilot program.

3.4. Any amendments made to the patent applications will be made regardless of whether or not the request to PPH pilot program is accepted

3.5. Claims for patent applications containing matters falling within the scope of Articles 15, 20 and 21 of Decision 486, as well as in the Judgment of the Court of Justice of the Andean Community in Process 89-AI-2000 published in Official Gazette No. 22 of October 12, 2001, regarding the non-patentability of uses, are excluded from participation in the PPH pilot program,

3.6. All communication or correspondence relating to participation in the PPH pilot program presented at Indecopi shall be clearly identified as such by placing the term PPH at the top of the first page to ensure that it can be handled properly.

3.7. The PPH procedure does not exempt applicants from all their obligations under peruvian laws.

4. INDECOPI PPH GPPH request form

REQUEST FOR PARTICIPATION IN THE PATENT PROSECUTION HIGHWAY (PPH) PILOT PROGRAM GPPH-INDECOPI		
A. Bibliographic Data		
Application Number (if known)		
Title of invention:		
Filing Date:		
Reference:		
B. Request		
Applicant requests participation in the Patent Prosecution Highway (PPH) pilot program based on:		
Office of Earlier Examination (OEE)		
OEE Work Products Type	☐ PPH (National Office Action)	☐ PCT-PPH (WO-ISA, WO-IPEA or IPER)
OEE Application Number		
Priority Application Number or PCT Application Number		
C. Required Documents		
I. OEE Work Products and, if required, Translations		
1. ☐ A copy of OEE work products is attached; or ☐ The office is requested to retrieve documents via the Dossier Access System, PATENTSCOPE or other patents databases.		
2. ☐ A translation of documents in 1. in a language accepted by the Office is attached; or ☐ The office is requested to retrieve documents via the Dossier Access System or PATENTSCOPE		
II. Patentable/Allowable Claims Determined by OEE and, if required, Translations		
3. ☐ A copy of all claims determined to be patentable/allowable by OEE is attached; or ☐ The office is requested to retrieve documents via the Dossier Access System or PATENTSCOPE		
4. ☐ A translation of documents in 3. in a language accepted by the Office is attached; or ☐ The office is requested to retrieve documents via the Dossier Access System or PATENTSCOPE		
III. Documents Cited in OEE Work Products (if required)		
5. ☐ A copy of all documents cited in OEE work products is attached (excluding patent documents); or		

☐ no references cited

IV. Previously submitted documents

6. ☐ If any of the above mentioned documents have been submitted before, please specify:

D. Claims Correspondence

☐ All the claims in the application sufficiently correspond to the patentable/allowable claims in the OEE application; or

☐ Claims correspondence is explained in the following table

Application Claims	Corresponding OEE claims	Explanation regarding the correspondence

Name(s) of applicant(s) or representative(s)	
Date	
Signature	

ANNEX II (Spanish)

Illustrative examples of claims which are considered to be " sufficiently correspond" and claims that are not considered " sufficiently correspond "

1. Las reivindicaciones en los casos siguientes (caso 1 a 4) se consideran “suficientemente correspondientes”:

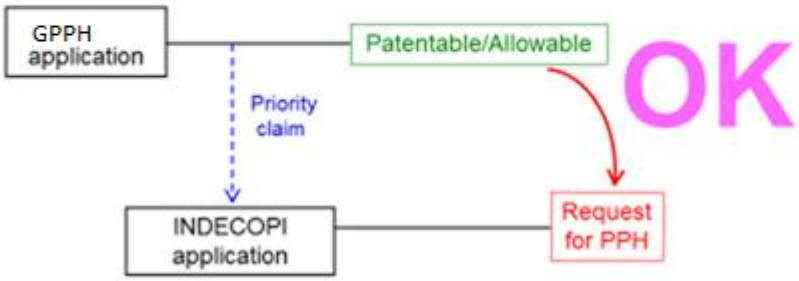
Caso	Reivindicación(es) “patentable(s)/otorgable(s)”		Reivindicación(es) en INDECOPI		Explicación
	No.	Contenido	No.	Contenido	
Caso 1	1	A	1	A	La reivindicación 1 en INDECOPI es la misma que la reivindicación 1“patentable/otorgable”.
Caso 2	1	A	1 2	A A+a	La reivindicación 1 en INDECOPI es la misma que la reivindicación 1 “patentable/otorgable”. La reivindicación 2 en INDECOPI es creada añadiendo una característica técnica descrita en la especificación a la reivindicación 1 “patentable/otorgable”.
Caso 3	1 2 3	A A+a A+b	1 2 3	A A+b A+a	La reivindicación 1 en INDECOPI es la misma que la reivindicación 1 “patentable/otorgable”. Las reivindicaciones 2, 3 en INDECOPI son las mismas que las reivindicaciones 3, 2 “patentables/otorgables”, respectivamente.
Caso 4	1	A	1	A+a	La reivindicación 1 en INDECOPI tiene una característica técnica adicional “a” descrita en la especificación.

2. Las reivindicaciones en los casos siguientes (casos 5 y 6) NO se consideran “suficientemente correspondientes”:

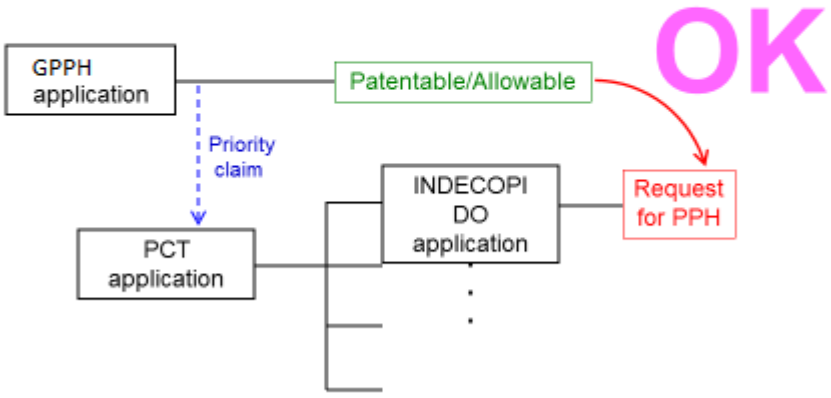
Caso	Reivindicación(es) “patentable(s)/otorgable(s)”		Reivindicación(es) en INDECOPI		Explicación
	No.	Contenido	No.	Contenido	
Caso 5	1	A Producto	1	A’ Método	La reivindicación 1 en INDECOPI reivindica un método en donde la reivindicación 1 “patentable/otorgable” reivindica un producto. La característica técnica de la reivindicación “patentable/otorgable” es la misma que la reivindicación en INDECOPI pero las categorías de ambas son diferentes.
Caso 6	1	A+B	1	A+C	La reivindicación 1 en INDECOPI es diferente de la reivindicación 1 “patentable/otorgable” en un componente de la invención reclamada. La reivindicación en INDECOPI se crea alterando parte de las características técnicas de la reivindicación “patentable/otorgable”.

ANNEX III

A A case meeting requirement (a) (I)
- Paris route -



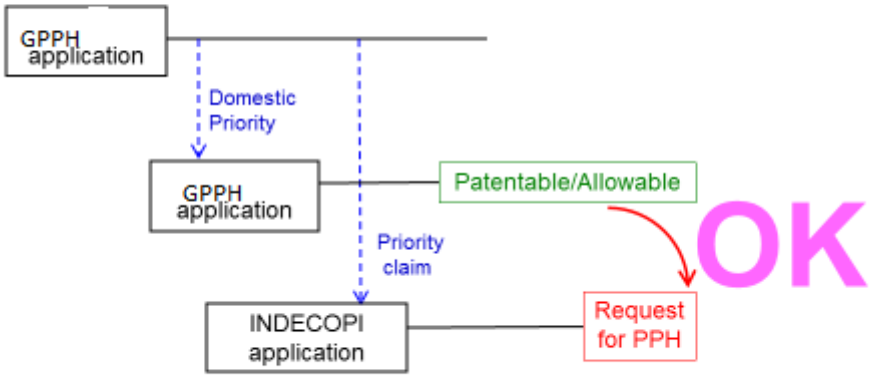
B A case meeting requirement (a) (I)
- PCT route -



C

A case meeting requirement (a) (I)

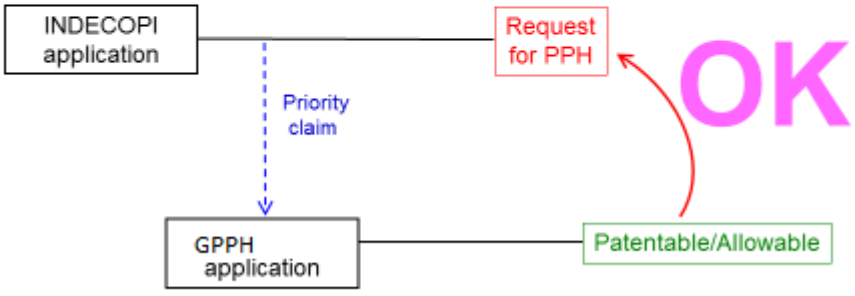
- PCT route, Domestic priority -



D

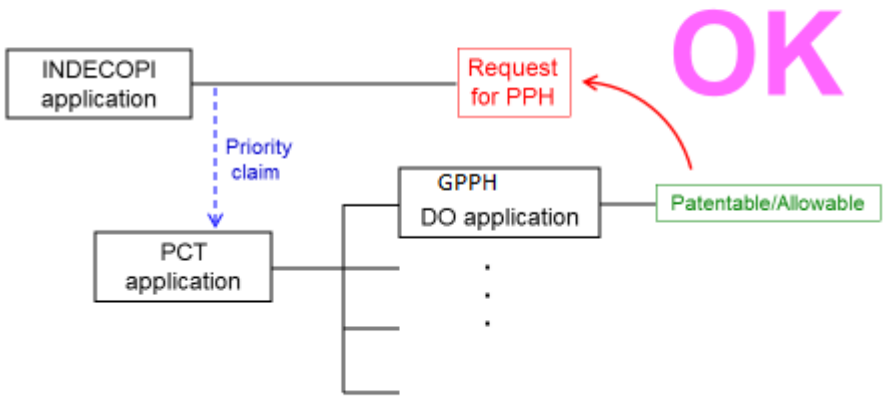
A case meeting requirement (a) (II)

- Paris route -



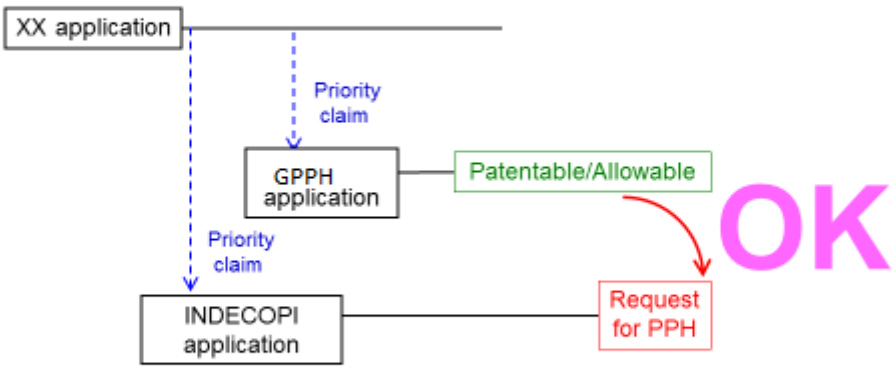
E A case meeting requirement (a) (II)

- PCT route -



F A case meeting requirement (a) (III)

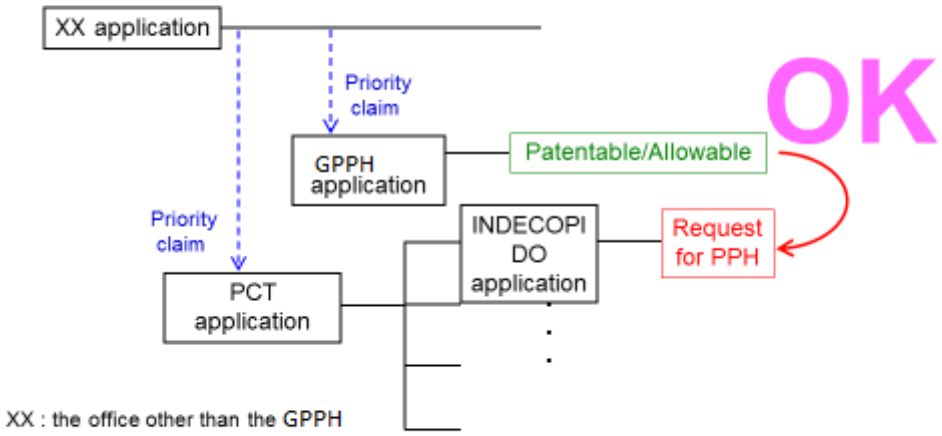
- Paris route, but the first application is from the third country -



XX : the office other than the GPPH

G A case meeting requirement (a) (III)

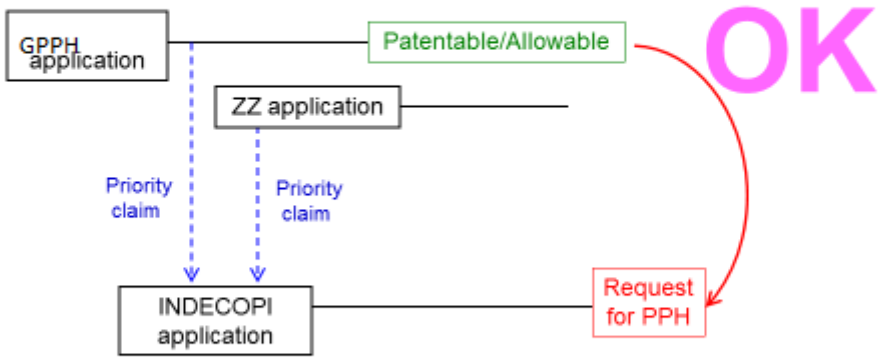
- PCT route, but the first application is from the third country -



XX : the office other than the GPPH

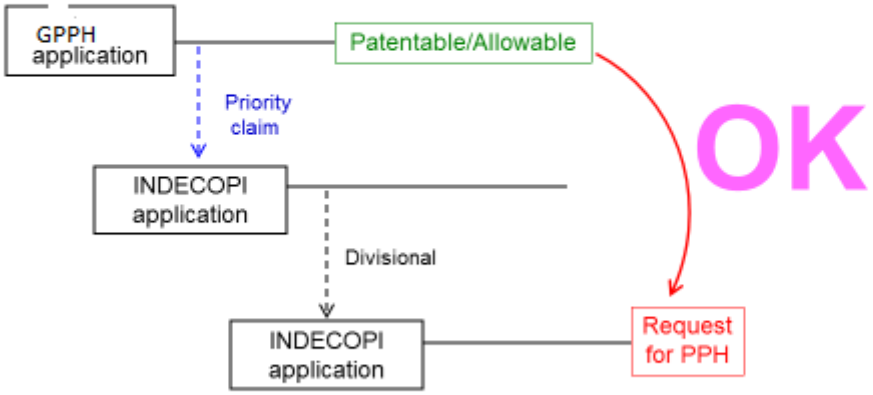
H A case meeting requirement (a) (I)

- Paris route & Complex priority -

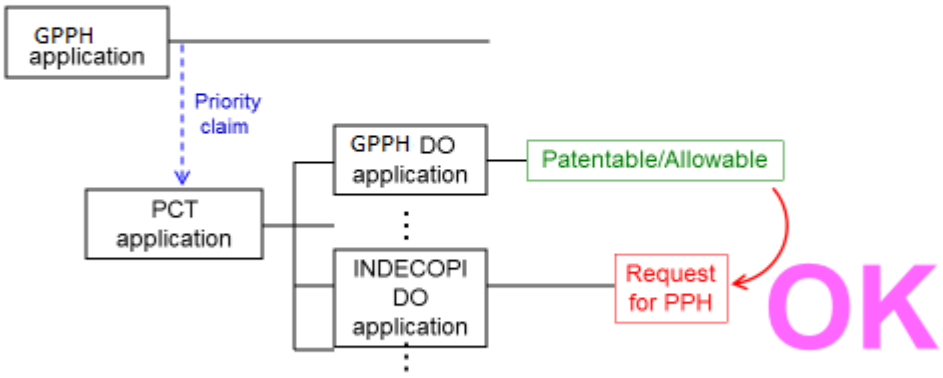


ZZ : any office

I A case meeting requirement (a) (I)
- Paris route & divisional application -

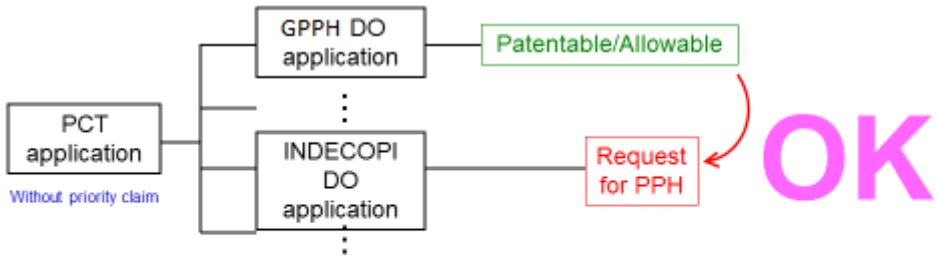


J A case meeting requirement (a) (I)
- PCT route -



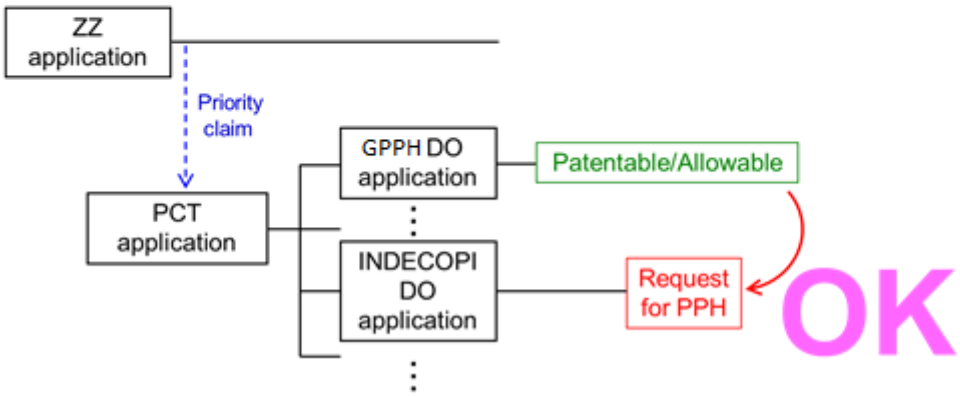
K A case meeting requirement (a) (IV)

- Direct PCT route -

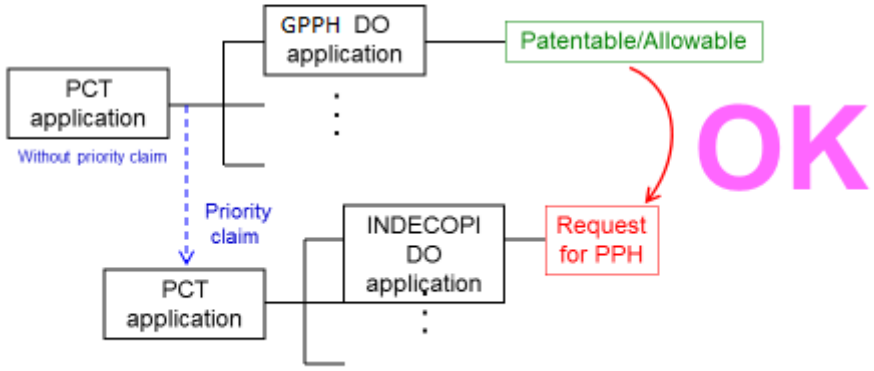


L A case meeting requirement (a) (III)

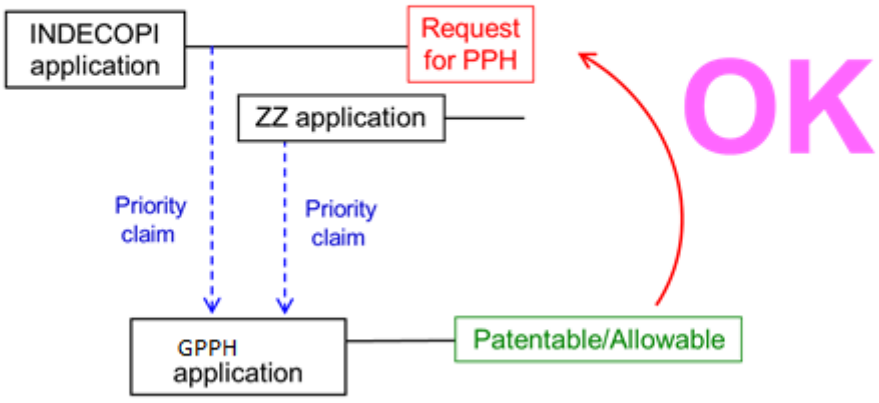
- PCT route, but the first application is from the third country -



M A case meeting requirement (a) (III)
- Direct PCT & PCT route -



N A case meeting requirement (a) (I)
- Paris route & Complex priority -



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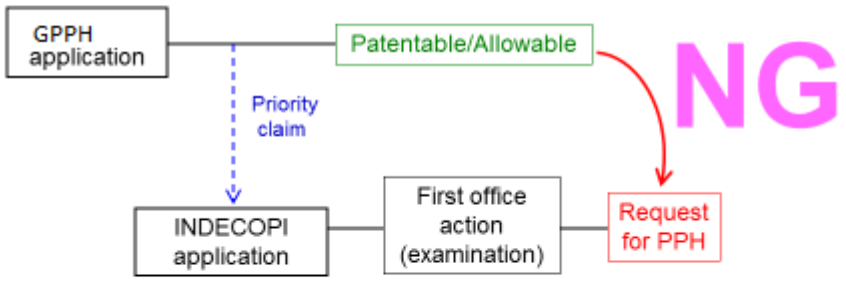
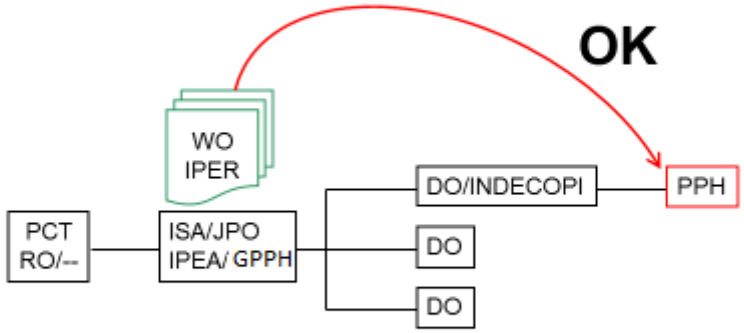
O A case not meeting requirement (d)
- Examination has begun before a request for PPH -



ZZ : any office

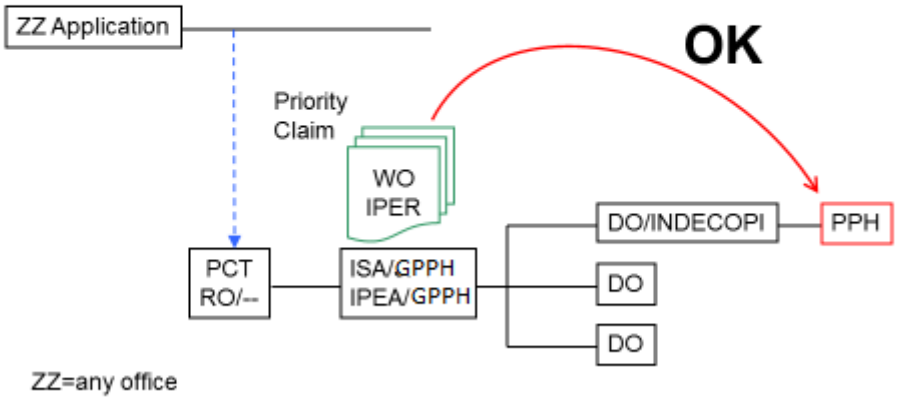
ANNEX IV

(A) The application is a national phase application of the corresponding international application.



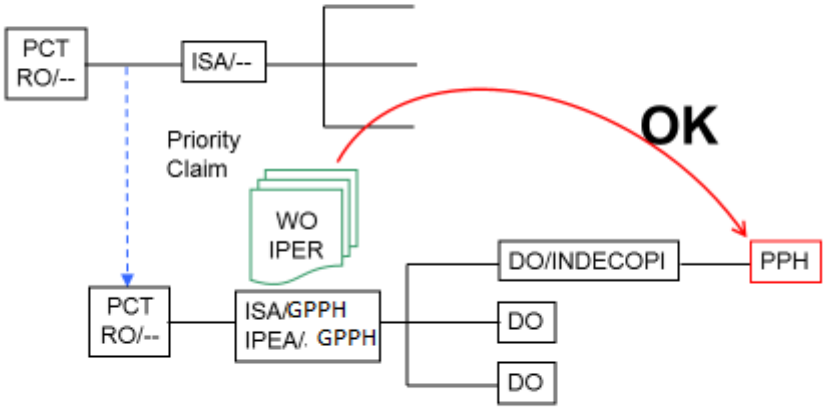
(A') The application is a national phase application of the corresponding international application.

(The corresponding international application claims priority from a national application.)

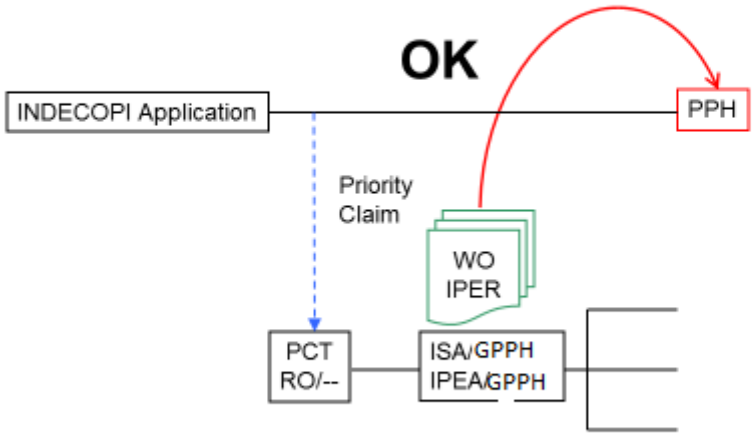


(A") The application is a national phase application of the corresponding international application.

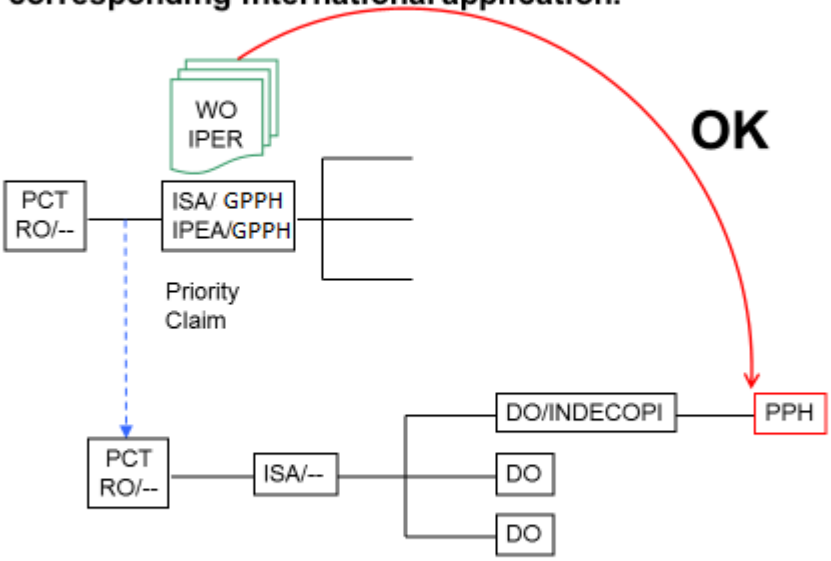
(The corresponding international application claims priority from an international application.)



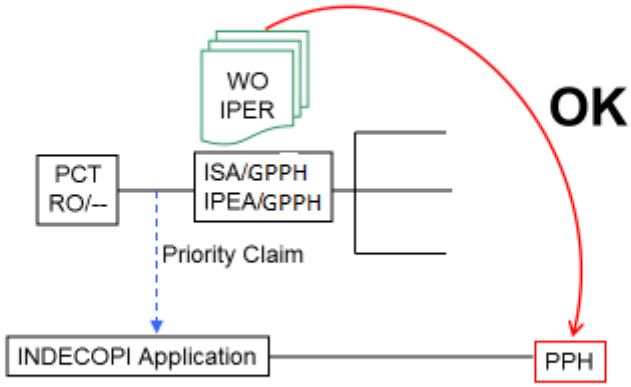
(B) The application is a national application as a basis of the priority claim of the corresponding international application.



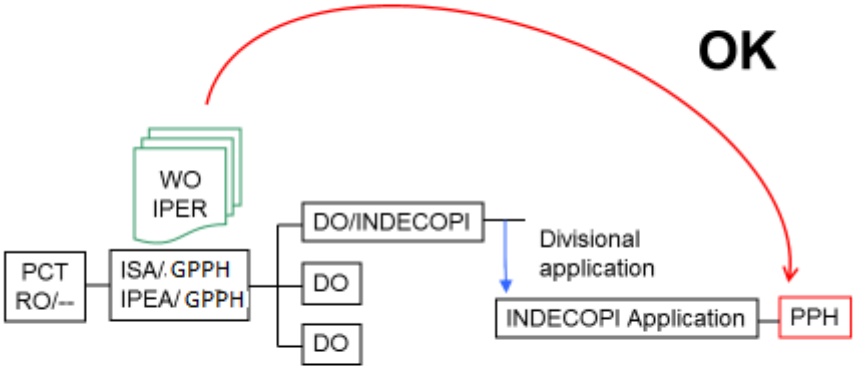
(C) The application is a national phase application of an international application claiming priority from the corresponding international application.



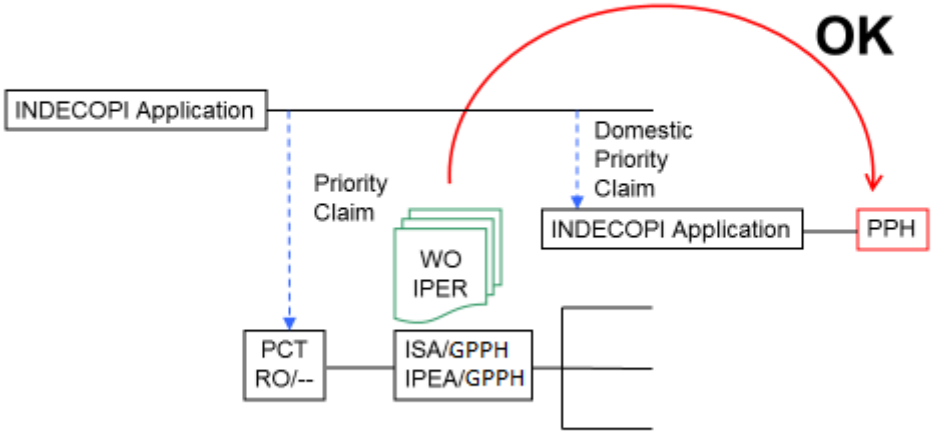
(D) The application is a national application claiming foreign/domestic priority from the corresponding international application.



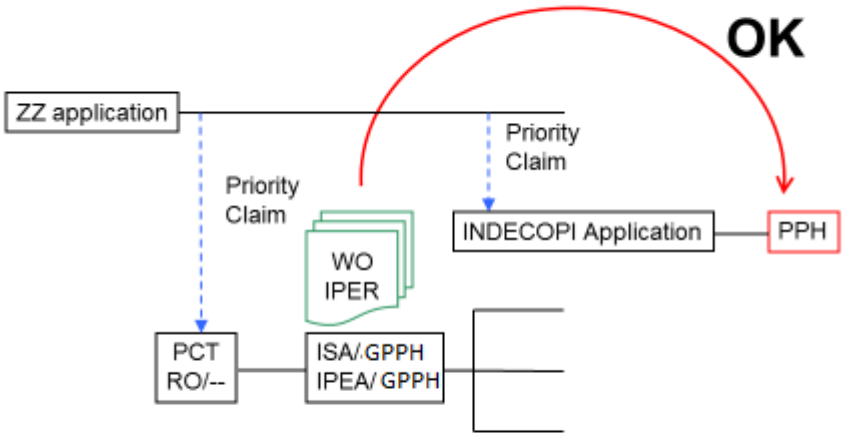
(E1) The application is a divisional application of an application which satisfies the requirement (A).



(E2) The application is an application claiming domestic priority from an application which satisfies the requirement (B).



(E3) The application is an application claiming priority from an application which satisfies the requirement (B).



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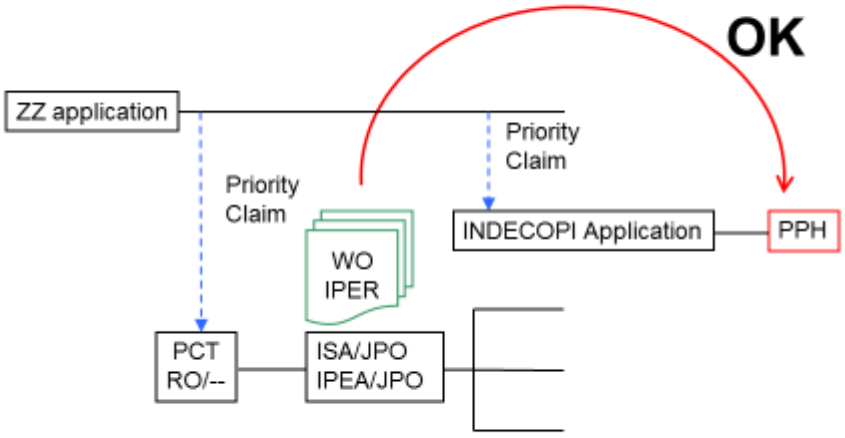
(E3) The application is an application claiming priority from an application which satisfies the requirement (B).



ZZ : any office