

## Priority related legal basis

Topic	EPC	PCT	Paris Convention (PC)
<b>12-month period</b>	<b>Art.87(1) EPC</b>	Art.8(2)(a) PCT and Art.4C(1) PC	<b>Art.4C(1) PC</b>
Calculation of the 12 months, the day of filing not included	R.131(2) EPC (R.131(4) EPC for adding months)	A. 8(2)(a) PCT and Art.4C(2) PC	Art.4C(2) PC
Expiration on a non-working day or official holiday	R.134(1) EPC	A. 8(2)(a) PCT and A.4C(3) PC	Art.4C(3) PC
<b>First application and first application exception</b>	<b>Art.87(4) EPC</b>	Art.8(2)(a) PCT and Art.4C(4) PC	<b>Art.4C(4) PC</b>
<b>Same invention</b>	<b>Art.87(1) EPC</b>	Art.8(2)(a) PCT and Art.4C(4) PC	<b>Art.4C(4) PC</b>
<b>Same applicant</b>	<b>Art.87(1) EPC</b>	Art.8(2)(a) PCT and Art.4A(1) PC	<b>Art.4A(1) PC</b>
What type of applications can be used for claiming priority	Art.87(2) EPC	Art.8(1), R.4.10 PCT and Art.4A(2) PC	Art.4A(2) PC
Filing date sufficient, subsequent fate of application irrelevant	Art.87(3) EPC	Art.8(2)(a) PCT and Art.4A(3) PC	Art.4A(3) PC
Multiple priorities can be claimed	Art.88(2),(3) EPC	Art.8(1) and R.4.10 PCT	Art.4F PC
Filing a declaration of priority	Art.88(1), R.52(1) EPC	Art.8(1) and R.4.10 PCT	Art.4D(1) PC
Adding a declaration of priority later	R.52(2) EPC	R.26bis.1 PCT	
Correcting a declaration of priority	R.52(3) EPC ( <i>before technical prep. of publication also R.139 EPC</i> )	R.26bis.1 PCT	
Filing a priority document	Art.88(1), R.53(1) EPC	Art.8(1) and R.17 PCT	Art.4D(3) PC
Application with filing date establishes priority	Art.66 EPC	Art.11(4) PCT	Art.4A(2) PC