
STATUTORY INSTRUMENTS

2007 No. 3291

The Patents Rules 2007

PART 3

GRANTED PATENTS

Surrender and cancelling entry that licences available as of right

Surrender

- 42.** The notice of an offer by a proprietor to surrender a patent must be in writing and include—
- (a) a declaration that no action is pending before the court for infringement or revocation of the patent; or
 - (b) where such an action is pending, the particulars of the action.

Application for, and cancellation of, an entry that licences are available as of right

- 43.—**(1) An application under section 46(1) must be made on Patents Form 28.
- (2) Where an entry is made in the register to the effect that licences under a patent are to be available as of right, the comptroller must advertise the entry in the journal.
- (3) An application under section 47(1) for the cancellation of an entry made under section 46 must be made on Patents Form 30.
- (4) The period prescribed for the purposes of section 47(3) is two months beginning with the date on which the entry was made under section 46.