STATUTORY INSTRUMENTS

2007 No. 3291

The Patents Rules 2007

PART 4

THE REGISTER AND OTHER INFORMATION

The register

Entries in the register

44.—(1) When an application for a patent is published, the comptroller must enter each of the following matters in the register—

(a) the name of the applicant;

(b) the name and address of the person identified as the inventor;

(c) the address of the applicant and his address for service;

(d) the title of the invention;

(e) the date of filing of the application for a patent;

(f) the application number;

(g) where a declaration has been made for the purposes of section 5(2)—

(i) the date of filing of each earlier relevant application specified in the declaration,

(ii) its application number, and

(iii) the country it was filed in or in respect of; and

(h) the date of the application's publication.

(2) But where a person's application under rule 11(1)(a) or (b) has been accepted by the comptroller, the comptroller may omit from the register his name and address (or, as the case may be, his address) as that of the person believed to be the inventor.

(3) Where an application for a patent has been published, the comptroller must enter each of the following matters in the register as soon as practicable after the event to which they relate—

(a) the date on which a request is made by an applicant for the substantive examination of his application;

(b) the date on which an application is terminated or withdrawn.

(4) When the patent is granted, the comptroller must enter each of the following matters in the register—

(a) the date on which the comptroller granted the patent;

(b) the name of the proprietor of the patent;

(c) where the address of the proprietor or his address for service was not entered in the register under paragraph (1), that address or address for service.

(5) In relation to a request for an opinion under section 74A, the comptroller must enter each of the following matters in the register as soon as practicable after the event to which they relate—

(a) a notice that a request under section 74A(1)(a) or (b) has been received;

(b) a notice that such a request has been refused or withdrawn;

(c) a notice that an opinion has been issued.

(6) A notice of any transaction, instrument or event mentioned in section 32(2)(b) or 33(3) must be entered in the register as soon as practicable after it occurs (or, if later, when the application is published).

(7) The comptroller may, at any time, enter in the register such other particulars as he thinks fit.

Advertisement in relation to register

45. The comptroller may publish or advertise such things done under the Act or these Rules in relation to the register as he thinks fit.

Copies of entries in, or extracts from, the register and certified facts

46.—(1) An application under section 32(6) for a certified copy of an entry in the register, or a certified extract from the register, must be made on Patents Form 23.

(2) A person may apply on Patents Form 23 for an uncertified copy of an entry in the register or an uncertified extract from the register and, on payment of the prescribed fee, he shall be entitled to such a copy or extract.

(3) A person may apply on Patents Form 23 for a certificate which certifies that—

(a) an entry has or has not been made in the register; or

(b) something which the comptroller is authorised to do has or has not been done.

Registrations of transactions, instruments and events

47.—(1) An application to register (or in the case of an application for a patent which has not been published, to give notice of) any transaction, instrument or event mentioned in section 32(2)(b) or 33(3) must—

(a) be made on Patents Form 21; and

(b) include evidence establishing the transaction, instrument or event.

(2) The comptroller may direct that such evidence as he may require in connection with the application shall be sent to him within such period as he may specify.