
STATUTORY INSTRUMENTS

2014 No. 2401

The Patents (Amendment) (No. 2) Rules 2014

Payment of fees under section 77(5A) of the Patents Act 1977 following restoration of a European patent (UK)

6. For rule 39(2), substitute—

“(2) If the renewal fee remains unpaid, the comptroller⁽¹⁾ must send a renewal notice to the proprietor of the patent—

- (a) where the renewal fee is payable by virtue of section 77(5A), before the end of the period of six weeks beginning immediately after the later of—
 - (i) the end of the renewal period, and
 - (ii) the date on which the comptroller receives notification of the restoration of the patent from the European Patent Office⁽²⁾;
- (b) in any other case, before the end of the period of six weeks beginning immediately after the end of the renewal period.”

(1) See section 130(1) of the Patents Act 1977 for the definition of “comptroller” (there are amendments to section 130(1) which are not relevant to that term).

(2) See section 130(1) of the Patents Act 1977 for the definition of “European Patent Office” (there are amendments to section 130(1) which are not relevant to that term).