
STATUTORY INSTRUMENTS

2007 No. 3291

The Patents Rules 2007

PART 2

APPLICATIONS FOR PATENTS

Form and content of applications

Applications for the grant of patents under sections 14 and 15

12.—(1) A request for the grant of a patent must be made on Patents Form 1.

(2) Where the documents filed at the Patent Office to initiate an application for a patent do not include the applicant's name and address, the comptroller shall notify the applicant that his name and address are required.

(3) Where the applicant has been so notified, he must, before the end of the period of two months [^{F1}beginning immediately after] the date of the notification, file his name and address; otherwise the comptroller may refuse his application.

(4) The specification mentioned in section 14(2)(b) must be preceded by the title of the invention and must be set out in the following order—

- (a) description;
- (b) the claim or claims; and
- (c) any drawing [^{F2}or photograph] referred to in the description or any claim.

(5) But paragraph (4) does not apply where an application is delivered in electronic form or using electronic communications.

(6) The title of the invention must be short and indicate the matter to which the invention relates.

[^{F3}(6A) The claim or claims must not rely in respect of the technical features of the invention on references to the description or any drawing or photograph unless the feature cannot otherwise be clearly and concisely defined in words, by a mathematical or chemical formula or by any other written means.]

(7) Where the specification includes drawings [^{F4}or photographs,] the description must include a list of drawings [^{F4}and photographs] briefly describing each of them.

(8) Where—

- (a) the documents filed at the Patent Office to initiate an application for a patent include something which is or appears to be a description of the invention in a language other than English or Welsh; and
- (b) the applicant has not filed a translation into English or Welsh of that thing,

the comptroller shall notify the applicant that a translation is required.

(9) Where the applicant has been so notified, he must, before the end of the period of two months [^{F5}beginning immediately after] the date of the notification, file a translation; otherwise the comptroller may refuse his application.

Textual Amendments

- F1** Words in rule 12(3) substituted (1.10.2011) by The Patents (Amendment) Rules 2011 (S.I. 2011/2052), rules 1, 3, **Sch.** (with rule 4)
- F2** Words in rule 12(4)(c) inserted (1.10.2016) by The Patents (Amendment) (No. 2) Rules 2016 (S.I. 2016/892), rules 1(2), **3(a)**
- F3** Rule 12(6A) inserted (6.4.2016) by The Patents (Amendment) (No. 2) Rules 2016 (S.I. 2016/892), rules 1(2), **3(b)** (with rule 17(1))
- F4** Words in rule 12(7) inserted (1.10.2016) by The Patents (Amendment) (No. 2) Rules 2016 (S.I. 2016/892), rules 1(2), **3(c)**
- F5** Words in rule 12(9) substituted (1.10.2011) by The Patents (Amendment) Rules 2011 (S.I. 2011/2052), rules 1, 3, **Sch.** (with rule 4)

Changes to legislation:

There are currently no known outstanding effects for the The Patents Rules 2007, Section 12.