
STATUTORY INSTRUMENTS

2007 No. 3291

The Patents Rules 2007

PART 2

APPLICATIONS FOR PATENTS

New applications

Extensions for new applications

21.—(1) Where a new application is filed—

- (a) the period prescribed for the purposes of section 13(2) is—
 - (i) two months [^{F1}beginning immediately after] its initiation date, or
 - (ii) if it expires later, the period prescribed by rule 10(3); and
- (b) the relevant period for the purposes of rule 8 is—
 - (i) two months [^{F2}beginning immediately after] its initiation date, or
 - (ii) if it expires later, the period specified in rule 8(5),

and the reference in rule 10(3) to the date of filing of the application is a reference to the date of filing of the earlier application.

- (2) But where the new application is filed less than six months before the compliance date—
 - (a) the period prescribed for the purposes of section 13(2) is the period ending with its initiation date; and
 - (b) the relevant period for the purposes of rule 8 is the period ending with its initiation date.
- (3) The second requirement in Schedule 1 must be complied with—
 - (a) on the initiation date; or
 - (b) if it expires later, before the end of the relevant period specified in paragraph 3(3) of that Schedule.

Textual Amendments

- F1** Words in rule 21(1)(a)(i) 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 21(1)(b)(i) substituted (1.10.2011) by [The Patents \(Amendment\) Rules 2011 \(S.I. 2011/2052\)](#), rules 1, 3, [Sch.](#) (with rule 4)

Status:

Point in time view as at 01/10/2011.

Changes to legislation:

There are currently no known outstanding effects for the The Patents Rules 2007, Section 21.