
STATUTORY INSTRUMENTS

2007 No. 3291

The Patents Rules 2007

PART 8

OPINIONS

Request for opinion

Submission of observations and observations in reply

96.—(1) If the request has not been refused or withdrawn, any person may, before the end of the relevant period, file observations on any issue raised by the request.

(2) Such observations may include reasons why the comptroller should refuse the request.

(3) Any person who files observations under paragraph (1) must ensure that, before the end of the relevant period, a copy of those observations is received—

- (a) where that person is not the patent holder, by the patent holder; and
- (b) by the requester.

(4) A person to whom observations are sent under paragraph (3) may, during the period of two weeks beginning immediately after the end of the relevant period, file observations confined strictly to matters in reply.

(5) Any person who files observations under paragraph (4) must ensure that, within that period of two weeks, a copy of those observations is received—

- (a) where that person is the requester, by the patent holder; and
- (b) where that person is the patent holder, by the requester.

(6) If it is reasonably possible, the observations filed under this rule and the copies of such observations shall be delivered only in electronic form or using electronic communications.

(7) For the purposes of this rule, the relevant period is four weeks ^{F1}beginning immediately after] the date of advertisement under rule 95(4).

Textual Amendments

- F1** Words in rule 96(7) 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 96.