
STATUTORY INSTRUMENTS

2007 No. 3291

The Patents Rules 2007

PART 9

MISCELLANEOUS

Address for service

Address for service

103.—(1) For the purposes of any proceeding under the Act or these Rules, an address for service must be furnished by—

- (a) an applicant for the grant of a patent;
- (b) a person who makes any other application, reference or request or gives any notice of opposition under the Act; and
- (c) any person opposing such an application, reference, request or notice.

(2) The proprietor of a patent, or any person who has registered any right in or under a patent or application, may furnish an address for service by notifying the comptroller.

(3) Where a person has furnished an address for service under paragraph (1) or (2), he may substitute a new address for service by notifying the comptroller.

[^{F1}(4) An address for service furnished under this Rule shall be an address in the United Kingdom, [^{F2}Gibraltar] or the Channel Islands.]

Textual Amendments

- F1** Rule 103(4) substituted for rule 103(4)(5) (6.4.2009) by The Patents, Trade Marks and Designs (Address for Service) Rules 2009 (S.I. 2009/546), rules 1, **9**
- F2** Word in rule 103(4) substituted (1.1.2021) by The Patents, Trade Marks and Designs (Address for Service) (Amendment) (EU Exit) Rules 2020 (S.I. 2020/1317), rules 1(1), **2** (with rules 6-8)

Failure to furnish an address for service

104.—(1) Where—

- (a) a person has failed to furnish an address for service under rule 103(1); and
- (b) the comptroller has sufficient information enabling him to contact that person,

the comptroller shall direct that person to furnish an address for service.

(2) Where a direction has been given under paragraph (1), the person directed shall, before the end of the period of two months [^{F3}beginning immediately after] the date of the direction, furnish an address for service.

(3) Paragraph (4) applies where—

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Changes to legislation: There are currently no known outstanding effects for the The Patents Rules 2007, Address for service. (See end of Document for details)

- (a) a direction was given under paragraph (1) and the period prescribed by paragraph (2) has expired; or
 - (b) the comptroller had insufficient information to give a direction under paragraph (1), and the person has failed to furnish an address for service.
- (4) Where this paragraph applies—
- (a) in the case of an applicant for the grant of a patent, the application shall be treated as withdrawn;
 - (b) in the case of a person mentioned in rule 103(1)(b), his application, reference, request or notice of opposition shall be treated as withdrawn; and
 - (c) in the case of a person mentioned in rule 103(1)(c), he shall be deemed to have withdrawn from the proceedings.
- (5) In this rule an “address for service” means an address which complies with the requirements of rule 103(4) ^{F4}....

Textual Amendments

- F3** Words in rule 104(2) substituted (1.10.2011) by [The Patents \(Amendment\) Rules 2011 \(S.I. 2011/2052\)](#), rules 1, 3, [Sch.](#) (with rule 4)
- F4** Words in rule 104(5) omitted (6.4.2009) by virtue of [The Patents, Trade Marks and Designs \(Address for Service\) Rules 2009 \(S.I. 2009/546\)](#), rules 1, **10**

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