

## **Patents (Amendment No. 2) Rules 2003**

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**No. S 503**

PATENTS ACT  
(CHAPTER 221)

PATENTS (AMENDMENT NO. 2) RULES 2003

In exercise of the powers conferred by section 115 of the Patents Act, the Minister for Law, after consulting with the Intellectual Property Office of Singapore, hereby makes the following Rules:

**Citation and commencement**

1. These Rules may be cited as the Patents (Amendment No. 2) Rules 2003 and shall be deemed to have come into operation on 31st July 2002.

**Amendment of rule 29**

2. Rule 29 of the Patents Rules (R 1) is amended —

- (a) by deleting the words “section 27(1)” in paragraph (3) and substituting the words “section 27(2)”;
- (b) by deleting “(5)(b)” in paragraph (4)(b)(i) and substituting “(6)(b)”;
- (c) by deleting the words “section 29(5)(a)” in paragraph (4)(b)(ii) and substituting the words “section 29(6)(a)”;

- (d) by deleting the words “section 29(4)” in paragraph (4)(b)(iii) and substituting the words “section 29(5)”.

### **Amendment of rule 37**

3. Rule 37 of the Patents Rules is amended by deleting “(5) (b)” and substituting “(6) (b)”.

### **Amendment of rule 41**

4. Rule 41 of the Patents Rules is amended by deleting “(9)” and substituting “(12)”.

### **Amendment of rule 42**

5. Rule 42 of the Patents Rules is amended —

- (a) by deleting the words “section 29(3), (5)(a) or (8)” in paragraph (1) and substituting the words “section 29(3), (6)(a) or (10)”;
- (b) by deleting the words “section 29(3) (in the case of an application under section 116(6)), 29 (5)(a) or 29 (8)” in paragraph (2) and substituting the words “section 29(3) (in the case of an application under section 116(6) of the Patents Act (Cap. 221, 1995 Ed.)), 29 (6)(a) or 29 (10)”;
- (c) by deleting the words “section 29(3) (in the case of an application under section 116(6)) or 29 (5)(a) or a copy of the international search report referred to in section 29(8)” in paragraph (2)(a) and substituting the words “section 29(3) (in the case of an application under section 116(6) of the Patents Act (Cap. 221, 1995 Ed.)) or 29 (6)(a) or a copy of the international search report referred to in section 29(10)”.

### **Amendment of rule 43**

6. Rule 43(1) of the Patents Rules is amended —

- (a) by deleting “(8)” in sub-paragraph (a) and substituting “(10)”;
- (b) by deleting “(5)(b)” in sub-paragraph (b) and substituting “(6)(b)”;
- (c) by deleting the words “section 29(4)” in sub-paragraph (c) and substituting the words “section 29(5)”;
- (d) by deleting the words “section 29(5)(a)” in sub-paragraph (d) and substituting the words “section 29(6)(a)”.

### **Amendment of rule 44**

7. Rule 44 of the Patents Rules is amended by deleting the words “section 29 (4)” in paragraph (1) and in the rule heading and substituting in each case the words “section 29 (5)”.

### **Amendment of rule 45**

8. Rule 45(1) of the Patents Rules is amended by deleting the words “section 29 (5) (b)” and substituting the words “section 29 (6) (b)”.

### **Amendment of rule 46**

9. Rule 46 of the Patents Rules is amended —

- (a) by deleting the words “section 29(3), (6), (7) or (8)” in paragraph (1) and substituting the words “section 29(3), (7), (8) or (10)”;
- (b) by deleting the words “section 29(6)” in paragraph (4)(a) and substituting the words “section 29(7)”;
- (c) by deleting the words “section 29(3), (7) or (8)” in paragraph (4)(b) and substituting the words “section 29(4), (9) or (11)”.

### **Amendment of rule 49**

10. Rule 49(2) of the Patents Rules is amended —

- (a) by deleting “(5)(b)” in sub-paragraph (b) and substituting “(6)(b)”;
- (b) by deleting the words “section 29(3), (5)(a) or (8)” in sub-paragraph (c) and substituting the words “section 29(3), (6)(a) or (10)”.

### **Amendment of rule 50**

11. Rule 50 of the Patents Rules is amended by deleting the words “section 35 (2)” and substituting the words “section 35 (1)”.

### **Amendment of rule 51**

12. Rule 51 of the Patents Rules is amended —

- (a) by deleting the words “116 (4) or (6),” in paragraph (1) and substituting the words “section 116(6) of the Patents Act (Cap. 221, 1995 Ed.) or section 117(4),”; and

- (b) by deleting the words “section 116(3)” in paragraph (5) and substituting the words “section 117(3)”.

### **Amendment of rule 53**

**13.** Rule 53 of the Patents Rules is amended by deleting the words “section 116 (3)” in paragraphs (1A) and (5) and substituting in each case the words “section 117 (3)”.

### **Amendment of rule 53A**

**14.** Rule 53A of the Patents Rules is amended —

- (a) by deleting the words “section 116(3)” and substituting the words “section 117(3)”;
- (b) by deleting the words “section 39(4)” wherever they appear and substituting in each case the words “section 39(5)”; and
- (c) by deleting the words “section 116(3)” in the rule heading and substituting the words “section 117(3)”.

### **Amendment of rule 74**

**15.** Rule 74(1) of the Patents Rules is amended by deleting the words “section 54 (6)” and substituting the words “section 54 (7)”.

### **Amendment of rule 92**

**16.** Rule 92(2) of the Patents Rules is amended by deleting the words “section 116 (3)” and substituting the words “section 117 (3)”.

### **Amendment of rule 108**

**17.** Rule 108 of the Patents Rules is amended by deleting paragraphs (8), (9) and (10).

### **Amendment of rule 109**

**18.** Rule 109(2) of the Patents Rules is amended by deleting the words “section 91 or 92” and substituting the words “section 90 or 91”.

### **Amendment of rule 120**

**19.** Rule 120 of the Patents Rules is amended by inserting, immediately after the words “section 116 (6)”, the words “of the Patents Act (Cap. 221, 1995 Ed.)”.

### **Amendment of First Schedule**

**20.** The First Schedule to the Patents Rules is amended —

- (a) by deleting the words “section 54(6)” in item 4 (i) and substituting the words “section 54(7)”;
- (b) by deleting the words “section 27(1)” in item 10 and substituting the words “section 27(2)”;
- (c) by deleting “(5)(b)” in item 12 and substituting “(6)(b)”;
- (d) by deleting the words “section 29(3), (5)(a) or (8)” in item 13 and substituting the words “section 29(3), (6)(a) or (10)”;
- (e) by deleting item 54.

### **Amendment of Second Schedule**

**21.** The Second Schedule to the Patents Rules is amended —

- (a) by deleting the words “Section 54(6)” in paragraph 6 in Patents Form 3 and substituting the words “Section 54(7)”;
- (b) by deleting the words “SECTION 27 (1)” in the Form heading of Patents Form 9 and substituting the words “SECTION 27 (2)”;
- (c) by deleting Patents Form 11 and substituting the following Form:

FORM 11

PATENTS ACT  
(CHAPTER 221)

Rule 37

INTELLECTUAL PROPERTY OFFICE OF SINGAPORE



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REQUEST FOR SEARCH AND EXAMINATION REPORT  
UNDER SECTION 29 (1) OR (6)

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NOTES:

1. \*denotes mandatory fields.
  2. Checkboxes as indicated in bold should be marked with a cross where applicable.
  3. This form should be completed by the applicant(s) for the patent, who should enter his/their name(s) in paragraph 3.
  4. The relevant checkbox in paragraph 4 should be marked with a cross to indicate which subsection of section 29 is applicable.
  5. Where an agent is appointed, the fields for 'DETAILS OF AGENT' should be completed and they (including the address for service) should be the same as those found in Patents Form 41 filed earlier. In the event where no agent is appointed, the address for service should be the same as that furnished earlier.
  6. Where an individual is appointed as an agent, the sub-field "Name" under "DETAILS OF AGENT" must be completed by entering the full name of the individual. The sub-field "Firm" must be left blank. Where a partnership/body corporate is appointed as an agent, the sub-field "Firm" under "DETAILS OF AGENT" must be completed by entering the name of the partnership/body corporate. The sub-field "Name" must be left blank. Where both the "Name" and "Firm" have been entered, the Registry shall treat the details entered in the sub-field "Firm" as the agent detail intended.
  7. Attention is drawn to sections 104 and 105 of the Patents Act, rules 90 and 105 of the Patents Rules, and the Patents (Patent Agents) Rules 2001.
  8. If the space provided in the patents form is not enough, the additional information should be entered in the continuation sheet. Please note that the continuation sheet need not be filed with the Registry of Patents if it is not used.
-

1. YOUR REFERENCE\*

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2. PATENT APPLICATION NUMBER\*

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3. NAME OF APPLICANT(S) FOR THE PATENT APPLICATION\* (see note 3)

(A) Name

(B) Name

Further applicants are to be indicated on continuation sheet 4

*(Note: Details of applicant(s) must correspond to those found in the current register of patents. If they do not, corresponding Patents Forms and fees must be filed to update the register.)*

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4. SEARCH AND EXAMINATION REQUEST\* (see note 4)

(Note: Only one checkbox may be crossed.)

- Request for the preparation of a search and examination report under section 29(1)(b)
- Request for the preparation of a search and examination report under section 29(b)(b)

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5. DETAILS OF AGENT (if any) (see notes 5, 6, and 7)

Name

Firm

(Note: These details should be identical to those furnished in the Patents Form 41 filed earlier or at the same time this form is filed.)

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6. NAME, SIGNATURE AND DECLARATION (WHERE APPROPRIATE) OF APPLICANT OR AGENT\* (see note 7)

(Note: Please cross the box below where appropriate.)

- I, the undersigned, do hereby declare that I have been duly authorised to submit this form, on behalf of the applicant(s) named in paragraph 3 of this form.

DD MM YYYY

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Name and Signature

INTELLECTUAL PROPERTY OFFICE OF SINGAPORE

CONTINUATION SHEET 4



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Continuation sheet to paragraph  of Patents Form

PATENT APPLICATION NUMBER (if any)

Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>
Name	<input type="text"/>

Further persons are to be indicated on another continuation sheet 4

- (d) by deleting the words “SECTION 29(4)” in the Form heading of Patents Form 11B and substituting the words “SECTION 29 (5)”;
- (e) by deleting Patents Form 12 and substituting the following Form:

"FORM 12

PATENTS ACT  
(CHAPTER 221)

Rule 42

INTELLECTUAL PROPERTY OFFICE OF SINGAPORE



REQUEST FOR AN EXAMINATION REPORT  
UNDER SECTION 29 (3), (6) OR (10)

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NOTES:

1. \*denotes mandatory fields.
  2. Checkboxes as indicated in bold should be marked with a cross where applicable.
  3. This form should be completed by the applicant(s) for the patent, who should enter his/their name(s) in paragraph 3.
  4. The relevant checkbox in paragraph 4 should be marked with a cross to indicate which subsection of section 29 is applicable.
  5. Where an agent is appointed, the fields for "DETAILS OF AGENT" should be completed and they (including the address for service) should be the same as those found in Patents Form 41 filed earlier. In the event where no agent is appointed, the address for service should be the same as that furnished earlier.
  6. Where an individual is appointed as an agent, the sub-field "Name" under "DETAILS OF AGENT" must be completed by entering the full name of the individual. The sub-field "Firm" must be left blank. Where a partnership/body corporate is appointed as an agent, the sub-field "Firm" under "DETAILS OF AGENT" must be completed by entering the name of the partnership/body corporate. The sub-field "Name" must be left blank. Where both the "Name" and "Firm" have been entered, the Registry shall treat the details entered in the sub-field "Firm" as the agent detail intended.
  7. Attention is drawn to sections 104 and 105 of the Patents Act, rules 90 and 105 of the Patents Rules, and the Patents (Patent Agents) Rules 2001.
  8. If the space provided in the patents form is not enough, the additional information should be entered in the continuation sheet. Please note that the continuation sheet need not be filed with the Registry of Patents if it is not used.
-

1. YOUR REFERENCE\*

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2. PATENT APPLICATION NUMBER\*

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3. NAME OF APPLICANT(S) FOR THE PATENT APPLICATION\* (see note 3)

(A) Name

(B) Name

Further applicants are to be indicated on continuation sheet 4

*(Note: Details of applicant(s) must correspond to those found in the current register of patents. If they do not, corresponding Patents Forms and fees must be filed to update the register.)*

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4. EXAMINATION REQUEST\* (see note 4)

(Note: Only one checkbox may be crossed.)

Request for an examination report under section 29 (3)

Request for an examination report under section 29 (6) (a)

Request for an examination report under section 29 (10)

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5. DETAILS OF AGENT (if any) (see notes 5, 6 and 7)

Name

Firm

(Note: These details should be identical to those furnished in the Patents Form 41 filed earlier or at the same time this form is filed.)

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6. NAME, SIGNATURE AND DECLARATION (WHERE APPROPRIATE) OF APPLICANT OR AGENT\* (see note 7)

(Note: Please cross the box below where appropriate.)

I, the undersigned, do hereby declare that I have been duly authorised to submit this form, on behalf of the applicant(s) named in paragraph 3 of this form.

DD MM YYYY

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Name and Signature

INTELLECTUAL PROPERTY OFFICE OF SINGAPORE

CONTINUATION SHEET 4



994994

Continuation sheet to paragraph  of Patents Form

PATENT APPLICATION NUMBER (if any)

Name

Name

Name

Name

Name

Name

Name

Name

Further persons are to be indicated on another continuation sheet 4

- (f) by deleting the words “SECTION 93” in the Form heading of Patents Form 40 and substituting the words “SECTION 92”; and
- (g) by deleting Patents Form 52.

**Amendment of Seventh Schedule**

**22.** The Seventh Schedule to the Patents Rules is amended —

- (a) by deleting the words “Rules 108 and 120” in the 2nd line and substituting the words “Rule 120”;

- (b) by inserting, immediately after the words “section 116(6)” wherever they appear, the words “of the Patents Act (Cap. 221, 1995 Ed.)”; and
- (c) by deleting the words “section 29(9)” in paragraph (j) and substituting the words “section 29(12)”.

*[G.N. Nos. S 224/96; S 132/97; S 260/97; S 458/97; S 82/98; S 116/98; S 203/99; S 286/99; S 510/99; S 300/2000; S 60/2001; S 500/2001; S 656/2001; S 75/2002; S 355/2002; S 324/2003]*

Made this 14th day of October 2003.

LIEW HENG SAN  
*Permanent Secretary,  
Ministry of Law,  
Singapore.*

[TMC 002/87B; AG/LEG/SL/221/2002/1 Vol. 4]