

Patents (Amendment No. 2) Rules 2001

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No. S 500

PATENTS ACT (CHAPTER 221)

PATENTS (AMENDMENT NO. 2) RULES 2001

In exercise of the powers conferred by section 115 of the Patents Act, the Minister for Law hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Patents (Amendment No. 2) Rules 2001 and shall come into operation on 17th October 2001.

Amendment of rule 26

2. Rule 26 of the Patents Rules (R 1) is amended by inserting, immediately after paragraph (4), the following paragraphs:

“(5) The prescribed period for the purposes of section 26(8) shall be —

- (a) if the application contains no declared priority date, the period of 12 months from its date of filing; or
- (b) if the application contains a declared priority date, the period of 12 months from the declared priority date or the period of one month from its actual date of filing, whichever is the later.

(6) Notwithstanding paragraph (5), where a new application is filed under section 20(3), 26 (6) or 47 (4) after the period referred to in paragraph (5)(a) or (b), as the case may be, the prescribed period for the new application for the purposes of section 26(8) shall be the period of 2 months from the actual date of filing of the new application.”.

Amendment of rule 32

3. Rule 32 of the Patents Rules is amended by inserting, immediately after the words “date of filing” in the 3rd line, the words “, the date a claim or claims is or are filed for the application in accordance with section 26 (8),”.

Amendment of rule 41

4. Rule 41 of the Patents Rules is amended by inserting, immediately after the word “Canada” in the 3rd line, the words “(in respect of applications for a Canadian patent filed in the English language)”.

Amendment of rule 42

5. Rule 42(2) of the Patents Rules is amended —

- (a) by deleting the word “and” at the end of sub-paragraph (a); and
- (b) by deleting the full-stop at the end of sub-paragraph (b) and substituting the word “; and”, and by inserting immediately thereafter the following sub-paragraph:
 - “(c) where the copy of the search report or international search report, or the list of references to the patent family members, or any part of the copy or list, is in a language other than English, a translation into English of that copy, list or part, verified to the satisfaction of the Registrar as corresponding to the original text.”.

Amendment of rule 108

6. Rule 108(2) of the Patents Rules is amended by inserting, immediately after “19 (2),” in the 2nd line, “26 (5), 26(6),”.

Amendment of rule 112

7. Rule 112(1) of the Patents Rules is amended by deleting the words “Subject to the provisions of rules 9, 42 and 86,” in the 1st line and substituting the words “Unless as otherwise provided for in these Rules,”.

[G.N. Nos. S 224/96; S 132/97; S 260/97; S 458/97; S 82/98; S 116/98; S203/99; S 286/99; S 510/99; S 300/2000; S 60/2001]

Made this 6th day of October 2001.

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

[LAW06/011/012/V12; TMC 002/87B (Pat Amend); AG/LEG/SL/221/1997/1 Vol. 2]