INDIAN PATENT OFFICE
AS 
DESIGNATED (OR ELECTED) OFFICE

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List of abbreviations:

Office: Indian Patent Office
Controller: Controller of Patents
PA: The Patents Act, 1970 as amended by the Patents (Amendment) Act, 2005
PR: The Patents Rules, 2003 as amended by the Patents (Amendment) Rules, 2014

(3 June 2014)
### INDIAN PATENT OFFICE

Summary of requirements for entry into the national phase

<table>
<thead>
<tr>
<th>Time limits applicable for entry into the national phase:</th>
<th>Under PCT Article 22(3): 31 months from the priority date</th>
<th>Under PCT Article 39(1)(b): 31 months from the priority date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Translation of international application required into:</td>
<td>English</td>
<td></td>
</tr>
<tr>
<td>Required contents of the translation for entry into the national phase:</td>
<td>Under PCT Article 22: Description, claims (if amended, both as originally filed and as amended, together with any statement under PCT Article 19), any text matter of drawings, abstract</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Under PCT Article 39(1): Description, claims, any text matter of drawings, abstract (if any of those parts has been amended, both as originally filed and as amended by the annexes to the international preliminary examination report)</td>
<td></td>
</tr>
<tr>
<td>Is a copy of the international application required?</td>
<td>A copy is required only if the applicant has not received Form PCT/IB/308 and the Indian Patent Office has not received a copy of the international application from the International Bureau under PCT Article 20.</td>
<td></td>
</tr>
<tr>
<td>National fee:</td>
<td>Currency: Indian rupee (INR)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Natural person</td>
<td>Small entity</td>
</tr>
<tr>
<td></td>
<td>1</td>
<td>2</td>
</tr>
<tr>
<td>Filing fee:</td>
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<tr>
<td></td>
<td>1,760</td>
<td>4,400</td>
</tr>
<tr>
<td>— Up to 30 sheets and 10 claims:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>— electronic filing:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>— physical (paper) filing:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>— For each additional priority, multiple of:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>— electronic filing:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>— physical (paper) filing:</td>
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<tr>
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<tr>
<td>— physical (paper) filing:</td>
<td>352</td>
<td>880</td>
</tr>
</tbody>
</table>

Exemptions, reductions or refunds of the national fees: See Summary above and Annex IN.I

---

1 Must be furnished or paid within the time limit applicable under PCT Article 22 or 39(1), or at the time of any earlier express request by the applicant to proceed earlier with the national phase.

2 The Office’s fee schedule is available at: http://ipindia.nic.in/ipr/patent/patent_FormsFees/Fees.pdf

3 This amount is applicable in case of filing by a “small entity”. For further details on the entitlement to and the establishment of “small entity” status, see Form 28 (Annex IN.XVIII).
### Designated (or elected) Office

**IN**

**INDIAN PATENT OFFICE**

*[Continued]*

<table>
<thead>
<tr>
<th>Special requirements of the Office (PCT Rule 51bis):⁴</th>
<th>Name, address and nationality of the inventor if they have not been furnished in the “Request” part of the international application⁵</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Instrument of assignment or transfer where the applicant is not the inventor⁶</td>
</tr>
<tr>
<td></td>
<td>Document evidencing a change of name of the applicant if the change occurred after the international filing date and has not been reflected in a notification from the International Bureau (Form PCT/IB/306)</td>
</tr>
<tr>
<td></td>
<td>Declaration of inventorship by the applicant⁷</td>
</tr>
<tr>
<td></td>
<td>Address for service in India (but no representation by an agent is required)</td>
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<tr>
<td></td>
<td>Power of attorney if an agent is appointed</td>
</tr>
<tr>
<td></td>
<td>Verification of translation</td>
</tr>
<tr>
<td></td>
<td>International application or translation to be furnished in two copies</td>
</tr>
<tr>
<td></td>
<td>Furnishing, where applicable, of a nucleotide and/or amino acid sequence listing in electronic form</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Who can act as agent?</th>
<th>Any patent agent registered to practice before the Office</th>
</tr>
</thead>
<tbody>
<tr>
<td>Does the Office accept requests for restoration of the right of priority (PCT Rule 49ter.2)?</td>
<td>No</td>
</tr>
</tbody>
</table>

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⁴ If not already complied with within the time limit applicable under PCT Article 22 or 39(1), the Office will invite the applicant to comply with the requirement within a time limit fixed in the invitation.

⁵ This requirement may be satisfied if the corresponding declaration has been made in accordance with PCT Rule 4.17.

(3 June 2014)
THE PROCEDURE IN THE NATIONAL PHASE

IN.01 FORMS FOR ENTERING THE NATIONAL PHASE. The Office has a form (Form I – see Annex IN.II) for providing details of an international application entering the national phase. This form should preferably be used. PCT applicants are not, in accordance with Article 22, required, at this stage, to furnish all the items set out in Box 10 of the form, namely the statement of undertaking nor any priority document or translations thereof.

IN.02 TRANSLATION (VERIFICATION). The required verification of the translation of the international application and of any other document, which was not either filed or published in English, consists of a simple statement by the applicant, or the person duly authorized by the applicant, to the effect that the translation is correct and complete.

IN.03 TRANSLATION (CORRECTION). Errors in the translation of the international application can be corrected with reference to the text of the international application as filed (see National Phase, paragraphs 6.002 and 6.003). A request for correction or amendment must be made on Form 13 (see Annex IN.VIII) together with the payment of the prescribed fee.

IN.04 FEES (MANNER OF PAYMENT). The manner of payment of the fees indicated in the Summary and in this Chapter is outlined in Annex IN.I.

IN.05 RENEWAL FEES. After a patent has been granted, renewal fees must be paid for maintaining the patent in force. The renewal fees indicated in Annex IN.I shall be payable to the office at the expiry of the second year from the date of the patent. Further renewal fees are due before the expiry of each succeeding year. If the renewal fee is not paid within the prescribed time limit, the patent will cease to have effect. However, a patent may be restored provided that an application for restoration is made on Form 15 (see Annex IN.X) within eighteen months from the date of cessation (see paragraph IN.14). Where the patent is granted later than two years after filing, the fees which have become due must be paid within three months of grant (extendable up to an additional six months using Form 4 (see Annex IN.IV)). Thereafter every renewal fee becomes due before the anniversary of the granted patent. A request for renewal of a patent must be made on plain paper accompanied by the prescribed fee (see Annex IN.I).

IN.06 REPRESENTATION. An applicant, irrespective of whether or not he is a national of or a resident in India, is not required to be represented by an agent, but he is required to have an address for service (for notices and other communications) in India. If an agent is appointed to represent the applicant, a written authorization should be filed on Form 26 (see Annex IN.XII) or a power of attorney should be submitted.

IN.07 STATEMENT CONCERNING CORRESPONDING APPLICATIONS IN OTHER COUNTRIES. The applicant must file within six months from the date of entry into the national phase, a statement concerning any corresponding applications filed in other countries. The statement must be made on Form 3 (see Annex IN.III) which includes an undertaking that the applicant will update the statement. No fee is required.

IN.08 AMENDMENT OF THE APPLICATION; TIME LIMITS. The applicant may make amendments to his application during the national phase provided that these do not exceed the scope of the application as originally filed. The applicant may amend the patent application or the complete specification or any document related thereto, at the discretion of the Controller, by filing a request on Form 13 (see Annex IN.VIII) and paying the prescribed fees. Any interested person may oppose the amendment of the patent application by filing a notice of opposition on Form 14 (see Annex IN.IX) within three months from publication of the amended application in the Official Journal of the Indian Patent Office.
### REQUEST FOR EXAMINATION

A patent application shall not be examined unless the applicant or any other interested person makes a request for such examination in the prescribed manner within 48 months from the date of priority of the application (if applicable) or from the date of filing of the patent application, whichever is earlier. Such a request must be made on Form 18 (see Annex IN.XI) and be accompanied by the prescribed fee.

### PERIOD FOR RESPONDING TO A STATEMENT OF OBJECTIONS

A statement of objections will be issued by the Controller in respect of applications that fail to comply with the requirements of the Patents Act. An application will be considered as abandoned unless the applicant complies with all the requirements of the Patents Act and the rules made thereunder within 12 months from the date on which a first statement of objection is issued.

### REVIEW UNDER ARTICLE 25 OF THE PCT

The applicable procedure is outlined in paragraphs 6.018 to 6.021 of the National Phase.

### EXCUSE OF DELAYS IN MEETING TIME LIMITS

Reference is made to paragraphs 6.022 to 6.027 of the National Phase.

### RESTORATION OF A LAPSED PATENT

Where a patent has lapsed by reason of failure to pay any renewal fee, the patentee or his representative may, within 18 months from the date on which the patent ceased to have effect, make a request for restoration of the patent using Form 15 (see Annex IN.X). If the Controller is satisfied that the failure to pay the renewal fee was unintentional and that there has been no undue delay in the making of the request for restoration, he will publish the request for restoration in the prescribed manner, and within the prescribed period. Any interested person may oppose the restoration of the patent by filing an opposition on Form 14 (see Annex IN.IX). The Controller shall publish his decision concerning restoration of a lapsed patent.

### APPEAL

Applicants may appeal to the Appellate Board against any decision, order or direction of the Controller as provided for in the Patents Act Section 117A(2). Appeals shall be made in writing and submitted within three months from the date of the decision, order or direction of the Controller, or within such further time limit as the Appellate Board may allow.
# FEES

(Currency: Indian rupee)

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<th>Patents Form No.</th>
<th>Item</th>
<th>Electronic filing</th>
<th>Physical (paper) filing</th>
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<td>Small entity</td>
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<td>Application for grant of patent:</td>
<td>1,600</td>
<td>4,000</td>
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<td></td>
<td>— for each additional priority claim, multiple of:</td>
<td>1,600</td>
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<td>— for each additional sheet in addition to 30:</td>
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<td>— for each additional claim in addition to 10:</td>
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<td>9</td>
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<td>18</td>
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<td>— under Section 11(B)</td>
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<td></td>
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<td>14,000</td>
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<tr>
<td>13</td>
<td>Application for amendment of patent application complete specification or other related documents:</td>
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<tr>
<td></td>
<td>— before grant</td>
<td>800</td>
<td>2,000</td>
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<tr>
<td></td>
<td>— after grant</td>
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<td>Renewal fee under Section 53:</td>
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<td></td>
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<tr>
<td></td>
<td>(a) for the 3rd, 4th, 5th and 6th year of the patent</td>
<td>800</td>
<td>2,000</td>
</tr>
<tr>
<td></td>
<td>(b) for the 7th, 8th, 9th, and 10th year of the patent</td>
<td>2,400</td>
<td>6,000</td>
</tr>
<tr>
<td></td>
<td>(c) for the 11th, 12th, 13th, 14th and 15th year of the patent</td>
<td>4,800</td>
<td>12,000</td>
</tr>
<tr>
<td></td>
<td>(d) for the 16th, 17th, 18th, 19th and 20th year of the patent</td>
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<td>20,000</td>
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<tr>
<td>13</td>
<td>Request for amendments to name, address, nationality or address for service under Section 57 (for each amendment)</td>
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<td>800</td>
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<tr>
<td>4</td>
<td>Request for an extension of time limit (per month, for each month for which the extension is sought)</td>
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<tr>
<td>15</td>
<td>Request for restoration of patent:</td>
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<tr>
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<td>— under Section 60</td>
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<tr>
<td></td>
<td>— additional fee under Rule 86(1)</td>
<td>4,800</td>
<td>12,000</td>
</tr>
<tr>
<td>7/14</td>
<td>Notice of opposition to an application under Section 25(2)</td>
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<td>6,000</td>
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</tbody>
</table>

1 The Office’s fee schedule is available at: http://ipindia.nic.in/ipt/patent/patent_FormsFees/Fees.pdf
2 This amount is applicable in case of filing by a “small entity”. For further details on the entitlement to and the establishment of “small entity” status, see Form 28 (Annex IN.XVIII)

(3 June 2014)
How can payment of fees be effected?

The payment of fees must be effected in Indian rupees. All payments must be made together with the filing of the form related to the fee to be paid, and indicate the application number (national, if already known; international, if the national number is not yet known), the name of the applicant and type of fee being paid.

Payments may be made by one of the following means: cash, cheque or by bank draft payable to the Controller of Patents at any accepted bank in India where the Office namely, Chennai, Delhi, Kolkata or Mumbai is situated.
**FORM 1**

THE PATENTS ACT 1970
(39 of 1970)
&
The Patents Rules, 2003
APPLICATION FOR GRANT OF PATENT
(See section 7, 54&135 and rule 20 (1))

<table>
<thead>
<tr>
<th>Application No:</th>
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</thead>
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<td>Filing Date:</td>
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<tr>
<td>Amount of Fee Paid:</td>
</tr>
<tr>
<td>CBR No:</td>
</tr>
<tr>
<td>Signature:</td>
</tr>
</tbody>
</table>

1. **APPLICANT (S)**
   - Name
   - Nationality
   - Address

2. **INVENTOR (S)**
   - Name
   - Nationality
   - Address

3. **TITLE OF THE INVENTION**

4. **ADDRESS FOR CORRESPONDENCE OF APPLICANT/AUTHORIZED PATENT AGENT IN INDIA**
   - Telephone No.
   - Fax No.
   - Mobile No.
   - E-mail:

5. **PRIORITY PARTICULARS OF THE APPLICATION (S) FILED IN CONVENTION COUNTRY**
   - Country
   - Application Number
   - Filing Date
   - Name of the Applicant
   - Title of the Invention

6. **PARTICULARS FOR FILING PATENT COOPERATION TREATY (PCT) NATIONAL PHASE APPLICATION**
   - International application number.
   - International filing date as allotted by the receiving office.

7. **PARTICULARS FOR FILING DIVISIONAL APPLICATION**
   - Original (first) application number.
   - Date of filing of Original (first) application

8. **PARTICULARS FOR FILING PATENT OF ADDITION**
   - Main application/patent Number.
   - Date of filing of main application

9. **DECLARATIONS:**
   (i) **Declaration by the inventor(s)**
   If we, the above named inventor(s) is/are the true & first inventor(s) for this invention and declare that the applicant(s) therein is/are my/our assignee or legal representative.

   (a) Date
   (b) Signature(s)
   (c) Name(s)

   (ii) **Declaration by the applicant(s) in the convention country**
   If we, the applicant(s) in the convention country declare that the applicant(s) therein is/are my/our assignee or legal representative.

   (a) Date
   (b) Signature(s)
   (c) Name(s) of the signatory

(1 December 2011)
(iii) Declaration by the applicant(s):
I/We, the applicant(s) hereby declare(s) that:
- I am /We are in possession of the above-mentioned invention
- The provisional/complete specification relating to the invention is filed with this application.
- The invention as disclosed in the specification uses the biological material from India and the necessary permission from the competent authority shall be submitted by me/us before the grant of patent to me/us.
- There is no lawful ground of objection to the grant of the Patent to me/us.
- I am/We are the assignee or legal representative of true & first inventors.
- The application or each of the applications, particulars of which are given in Para - 5 was the first application in convention country/countries in respect of my/our invention.
- I/We claim the priority from the above mentioned application(s) filed in convention country/countries and state that no application for protection in respect of the invention had been made in a convention country before that date by me/us or by any person from which I/We derive the title.
- My/our application in India is based on international application under Patent Cooperation Treaty (PCT) as mentioned in Para - 6.
- The application is divided out of my/our application particulars of which are given in Para - 7 and pray that this application may be treated as deemed to have been filed on _______ under sec.16 of the Act.
- The said invention is an improvement in or modification of the invention particulars of which are given in Para - 8.

10. Following are the attachments with the application:
(a) Provisional specification/Complete specification
(b) Complete specification (in conformation with the international application)/as amended before the International Preliminary Examination Authority (IPEA), as applicable (2 copies). No. of pages____ No. of claims____
(c) Drawings (in conformation with the international application)/as amended before the International Preliminary Examination Authority (IPEA), as applicable (2 copies), No. of sheets____
(d) Priority documents
(f) Statement and undertaking on Form 3
(g) Power of Authority
(h) Declaration of inventorship on Form 5
(i) Sequence listing in electronic form
(j) ..................................................

Fee Rs.……………… in Cash / Cheque / Bank Draft bearing no…………………

Date……………………………………………………………………………Bank.

I/We hereby declare that to the best of my/our knowledge, information and belief the fact and matters stated herein are correct and I/We request that a patent may be granted to me/us for the said invention.

Dated this ………………………………………day of……………. 20……..

Signature:-

Name:

To, The Controller of Patent
The Patent Office, at………………

Note: *Repeat boxes in case of more than one entry.
*To be signed by the applicant(s) or by authorized registered patent agent otherwise where mentioned.
*Tick (✓) or Cross (x) whichever is applicable/not applicable in declaration in para-9.
*Name of the inventor and applicant should be given in full, family name in the beginning.
*Complete address of the inventor and applicant should be given stating the postal index no., code, state and country. *Strike out the column which is/are not applicable.* For fee: See First Schedule

(1 December 2011)
FORM 2
THE PATENT ACT 1970
(39 of 1970)
&
The Patents Rules, 2003
PROVISIONAL/COMPLETE SPECIFICATION
(See section 10 and rule13)

1. TITLE OF THE INVENTION

2. APPLICANT (S)
(a) NAME:
(b) NATIONALITY:
(c) ADDRESS:

3. PREAMBLE TO THE DESCRIPTION

<table>
<thead>
<tr>
<th>PROVISIONAL</th>
<th>COMPLETE</th>
</tr>
</thead>
<tbody>
<tr>
<td>The following specification describes the invention.</td>
<td>The following specification particularly describes the invention and the manner in which it is to be performed.</td>
</tr>
</tbody>
</table>

4. DESCRIPTION (Description shall start from next page.)

5. CLAIMS (not applicable for provisional specification. Claims should start with the preamble — “I/we claim” on separate page)

6. DATE AND SIGNATURE (to be given at the end of last page of specification)

7. ABSTRACT OF THE INVENTION (to be given along with complete specification on separate page)

Note:
* Repeat boxes in case of more than one entry.
* To be signed by the applicant(s) or by authorized registered patent agent.
* Name of the applicant should be given in full, family name in the beginning.
* Complete address of the applicant should be given stating the postal index no./code, state and country.
* Strike out the column which is/are not applicable

(1 December 2011)
FORM 3

THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
STATEMENT AND UNDERTAKING UNDER SECTION 8
(See section 8, rule 12)

1. Namely of the applicant(s). I/We. 1. __________________________

____________________________________________________

hereby declare:

2. Name, address and nationality of the joint applicant:
(i) that I/We have not made any application for the same/substantially the same invention outside India.
Or

(ii) that I/We who have made this application
No. __________________________ Dated __________ alone/jointly with __________________________
made for the same/substantially same invention, application(s) for patent in the other countries, the particulars of which are given below:

Name of the country

Date of application

Application No. Status of application Date of publication Date of grant

3. Name and address of the assignee
(iii) that the rights in the application(s) has/have been assigned to.

____________________________________________________

that I/We undertake that upto the date of grant of the patent, by the Controller, I/We would keep him informed in writing the details regarding corresponding applications for patents filed outside India within three months from the date of filing of such application.

Dated this __________ day of __________________________ 20

4. To be signed by the applicant or his authorised registered patent agent.

Signature 4. __________________________

5. Name of the natural person who has signed.

( __________________________)

To
The Controller of Patents,
The Patent Office, At

Note: Strike out whichever is not applicable.

(1 December 2011)
FORM 4
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
REQUEST FOR EXTENSION OF TIME
[See sections 53(2) and 142(4)
rules 13(6), 24B(4)(ii), 80(1A) and 130]

1. Name of the applicant.

I/We.

hereby request for extension of time for month(s) under Section/Rule
in connection with my / our application / Patent No.
The reasons for making the request are as follows:

Dated this day of

2.

To be signed by the applicant or his authorised registered patent agent.

Signature

(--------------------------------------)

3.

Name of the natural person who has signed

To
The Controller of Patents,
The Patent Office,
At

Note: For fee: See First Schedule.
**FORM 5**

**THE PATENTS ACT, 1970**

(39 of 1970)

&

The Patents Rules, 2003

DECLARATION AS TO INVENTORSHIP

[See section 10(6) and rule 13(6)]

1. NAME OF APPLICANT (S)

   hereby declare that the true and first inventor(s) of the invention disclosed in the complete specification filed in pursuance of my /our application numbered dated is/are

2. INVENTOR (S)

   (a) NAME
   (b) NATIONALITY
   (c) ADDRESS

   Dated this ......................day of....................20............

   Signature: -

   Name of the signatory: -

3. DECLARATION TO BE GIVEN WHEN THE APPLICATION IN INDIA IS FILED BY THE APPLICANT (S) IN THE CONVENTION COUNTRY:

   We the applicant(s) in the convention country hereby declare that our right to apply for a patent in India is by way of assignment from the true and first inventor(s).

   Dated this ......................day of....................20............

   Signature: -

   Name of the signatory: -

4. STATEMENT (to be signed by the additional inventor(s) not mentioned in the application form)

   I/We assent to the invention referred to in the above declaration, being included in the complete specification filed in pursuance of the stated application.

   Dated this ......................day of....................20............

   Signature of the additional inventor(s): -

   Name: -

To, The Controller of Patent

   The Patent Office, at.........

Note

* Repeat boxes in case of more than one entry.
* To be signed by the applicant(s) or by authorized registered patent agent otherwise where mentioned.
* Name of the inventor and applicant should be given in full, family name in the beginning.
* Complete address of the inventor should be given stating the postal index no./code, state and country.
* Strike out the column which is/ are not applicable
FORM 6
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
CLAIM OR REQUEST REGARDING ANY CHANGE IN APPLICANT
FOR PATENT
[ See sections 20(1), 20(4) and 20(5); rules 34(1), 35(1) and 36(1) ]

1. Repeat the columns (a) to (c) if there are more than one applicant.

I/We. 1 ________________________________

(a) 2 ________________________________

(b) 3 ________________________________

(c) 4 ________________________________

2. Insert the name in full. The family or principal name in the beginning if the applicant is a natural person.

hereby request that the application for patent
No. ........................................... dated ..................
made by 5. .......................... ...................................

4. Insert the nationality.

may proceed in my/our name and further request
that direction of the Controller, if necessary be made in that effect.

Re reasons for making the above request are as follows:-

____________________________________________________________
____________________________________________________________

5 I furnish the following document(s) in support of my above request: 5

(a) 6 ________________________________

(b) 7 ________________________________

(c) 7 ________________________________

My/our address for service in India is.: 5

____________________________________________________________________________________

7. Insert the details of the documents.

8. Complete address including postal index number/code and state along with Telephone and fax number(s).

9. To be signed by the applicant(s) or authorized registered patent agent.

10. Name of the natural person who has signed.

Dated this ........................ day of ........................, 200

Signature 6 ..

(______________________________) 10 ..

To
The Controller of Patents,
The Patent Office,
At ..........................................................

N.B.: This form is not applicable for mere change of name.
Note: (a) Strike out whichever is not applicable.
(b) For fee:- See First Schedule.
FORM 7
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
NOTICE OF OPPOSITION
[See sections 25(3) and rule 55A]

1. State names, address and nationality.

I/We, \n
hereby give notice of opposition to

2. State the grounds taken one after another.

patent No. \n
application No. \n
published on \n
dated \n
made by \n
on the grounds \n
3. Complete address including postal index number/code and state along with Telephone and fax number.

\n
4. To be signed by the opponent or by his authorized registered patent agent.

My/Our address for services in India is \n
\n
Signature \n
(\n
\n
5. Name of the natural person who has signed.

\n
To
The Controller of Patents,
The Patent Office,
At \n
For fee: See First Schedule.

(1 December 2011)
FORM 8
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
REQUEST OR CLAIM REGARDING MENTION OF
INVENTOR AS SUCH IN A PATENT
[ See sections 28(2), 28(3) and 28(7); rules 66, 67 and 68 ]

1. State names, address and
   nationality of the person making this
   application.

I/We,1…………………………………………………………
…………………………………………………………
…………………………………………………………
herby state/claim that the following person(s) be
mentioned as inventor(s) in the patent application
No. ……………………………dated………made
by--------------------------------------------

or hereby declare that.2-

…………………………………………………………

…………………………………………………………
ought not to have been mentioned as inventor in the application
for Patent No. ……………………………dated
…………………………………………………………made by
…………………………………………………………and I/We
herby apply for a certificate to that effect.

A Statement setting out the circumstances under
which this application is made is attached together
with the copy/copies thereof as required under the
rules.

2. Insert the name of the person
   mentioned as inventor.

3. Complete address including postal
   index number/code and state along
   with Telephone and fax number(s).

4. To be signed by the applicant or his
   authorized registered patent agent.

My/Our address for service in India is3,

…………………………………………………………

Dated this ………………… day of ………………… 20

5. Name of the natural person who has
   signed.

   Signature: 4 …

   (…………………………………………………………) 5 …

   To
   The Controller of Patents,
   The Patent Office,
   At ……………………………………………………………

   ………………………………………………………………………

   Note: For fee: See First Schedule.
FORM 9
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
REQUEST FOR PUBLICATION
[ See section 11A(2); rule 24A ]

1. Name, address and nationality of the applicant(s).

I/We

2. To be signed by the applicant or his authorized registered patent agent.

hereby request for early publication of my/our application for Patent No. dated
under section 11A(2) of the Act.

Dated this ......... day of ......................... 20

3. Name of the natural person who has signed.

Signature ..

To
The Controller of Patents,
The Patent Office,
At ..................................................

Note: - For fee: See First Schedule

(1 December 2011)
FORM 13
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
APPLICATION FOR AMENDMENT OF THE APPLICATION
FOR PATENT/COMPLETE SPECIFICATION
[ See section 57; rule 81(1) ]

1. Name of the applicant(s).
I/We

...............................................................
...............................................................

2. To be signed by the applicant(s) or patentee(s) or by his authorised registered patent agent.
request leave to amend the application/complete specification with respect to application for patent No...........................dated..........................
. as highlighted in the copy hereto annexed.

3. Name of the natural person who has signed.
My/Our reasons for making this request are as follows:
..............................................................................................................
..............................................................................................................
..............................................................................................................
I/We declare that no action for infringement or for the revocation of the patent in question is pending before Appellate Board or a Court.
I/We declare that the facts and matters stated herein are true to the best of my/our knowledge information and belief.

Dated this ..................... day of ..........................

200

Signature ² ....

(..............................................................................)³ ....

To
The Controller of Patents,
The Patent Office,
At .................................................................

Note : For fee: See First Schedule.

(1 December 2011)
FORM 14
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
NOTICE OF OPPOSITION TO AMENDMENT / RESTORATION / SURRENDER
OF PATENT/GRANT OF COMPULSORY LICENCE OR REVISION OF TERMS
THEREOF OR TO CORRECTION OF CLERICAL ERRORS
[See sections 57(4), 61(1), 63(3), 78(5) and 87(2); rules 81(3)(b), 85(1), 87(2),
98(1), 101(3) and 124]

1. State the name, address and nationality.

I/We……………………………………………………………………………………………………………………………
hereby give notice of opposition:
……………………………………………………………………………………………………………………………………
to the amendment of the application/specification with
respect to application for Patent No.……………………………………………………………………………………
……………………………………………………………………………………………………………………………………
OR
……………………………………………………………………………………………………………………………………
to the application for restoration of Patent No.………………………………………………………………………………
……………………………………………………………………………………………………………………………………
OR
……………………………………………………………………………………………………………………………………
to the offer to surrender the Patent No.……………………………………………………………………………………
……………………………………………………………………………………………………………………………………
OR
……………………………………………………………………………………………………………………………………
for the grant of compulsory licence, or revocation of Patent
No. ……………………………………………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
OR
……………………………………………………………………………………………………………………………………
for the revision of the terms and conditions of licence in
respect of Patent No. ………………………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
OR
……………………………………………………………………………………………………………………………………
for correction of a clerical error in Patent No. …………………………………………………………………………………
……………………………………………………………………………………………………………………………………
/ Specification No. ………………………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
in respect of Patent No. ………………………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
or Patent
application No. ………………………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
The grounds in which the said opposition is made are as follows:
……………………………………………………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
My / Our address for service in India is: ………………………………………………………………………………………
……………………………………………………………………………………………………………………………………
Dated this …………… day of ………………… 20
Signature : …………………………………………………………………………………………………………………
(……………………………………………………………………………………………………………………………………)

To
The Controller of Patents,
The Patent Office,
At ………………………………………………………………………………………………………………………………………

Note: (a) Strike out whichever is not applicable.
(b) For fee : See First Schedule.

3852 GUOA—13

(1 December 2011)
F O R M  1 5
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
APPLICATION FOR THE RESTORATION OF PATENT
[See section 60; rule 84]

1. Insert the name, address, nationality of the applicant(s).

   I/We¹ .................................................................
   ...........................................................................
   ...........................................................................
   hereby apply for an order of the Controller for the restoration of Patent No. ................. dated ................. granted to ...................................................
   ...........................................................................
   The circumstances which led to the failure to pay the renewal fee to pay the renewal fee for the year ............. on or before ...................... are as follows:
   ...........................................................................
   I/We declare that I/We have not assigned the patent to any other person(s) and that the facts and matters stated herein are true to the best of my/our knowledge information and belief.

   Dated this .................. day of ....................... 20

2. To be signed by the applicant(s) or by his authorised registered patent agent.

   Signature ² ......
   (____________________________________)³

3. Name of the natural person who has signed:

   To
   The Controller of Patents,
   The Patent Office,
   At .................... .................................

---

Note: For fee : See First Schedule.

(1 December 2011)
FORM 16
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
APPLICATION FOR REGISTRATION OF TITLE/INTEREST IN A
PATENT OR SHARE IN IT OR REGISTRATION OF ANY
DOCUMENT PURPORTING TO AFFECT PROPRIETORSHIP OF
THE PATENT
[See sections 69(1), 69(2); rules 90(1) and 90(2)]

1. Insert the name, address and
   nationality of the applicant(s).

I/We 1.

.................................................................

hereby apply that my/our name(s) may be registered in
the register of patent as a person entitled to the
patent/a share in the patent/an interest in the patent
details of which are specified below:

Patent No. ............... dated ............... 
Grantee..................Patentee ............... 
and in proof thereof we transmit the
accompanying 2.................with a certified copy thereof.

OR
Transmit herewith an attested copy of 2

.................................................................
in respect of Patent No(s). ................. dated ............... 
granted to ................................
of which the patentee is ................................
as well as the original document for verification and
I/We hereby apply that a notification thereof may
be entered in the register of patents.

My/Our address for service in India is 3.

.................................................................

Dated this ............... day of ............... 20

Signature . 4 ......

................................................................. 5

To
The Controller of Patents,
The Patent Office,
At .................................................................

Note: -(a) For fee: See First Schedule.
(b) Strike out whichever is not applicable.

(1 December 2011)
<table>
<thead>
<tr>
<th>FORM 18</th>
</tr>
</thead>
<tbody>
<tr>
<td>THE PATENTS ACT, 1970</td>
</tr>
<tr>
<td>(39 of 1970) &amp;</td>
</tr>
<tr>
<td>The Patents Rules, 2003</td>
</tr>
<tr>
<td>REQUEST/EXPRESS REQUEST FOR EXAMINATION</td>
</tr>
<tr>
<td>OF APPLICATION FOR PATENT</td>
</tr>
<tr>
<td>[See section 118 and rule 20(4)(ii), 24B(1)(ii)]</td>
</tr>
<tr>
<td>(FOR OFFICE USE ONLY)</td>
</tr>
<tr>
<td>RQ. No:</td>
</tr>
<tr>
<td>Filing Date:</td>
</tr>
<tr>
<td>Amount of Fee Paid:</td>
</tr>
<tr>
<td>CBR No:</td>
</tr>
<tr>
<td>Signature:</td>
</tr>
</tbody>
</table>

1. APPLICANT (S)/OTHER INTERESTED PERSON
(a) NAME:
(b) NATIONALITY:
(c) ADDRESS:

2. Statement in case of request for examination made by the applicant(s)

I/We hereby request that my/our application for patent no. __________ filed on __________
for the invention titled __________, shall be examined under sections 12 and 13 of the Act.

Or

I/We hereby make an express request that my/our application for patent no. __________ filed on __________
based on Patent Cooperation Treaty (PCT) application no. __________, dated __________
made in country __________ shall be examined under sections 12 and 13 of the Act, immediately without waiting for the expiry of 31 months as specified in rule 20(4)(ii).

3. Statement in case of request for examination made by any other interested person

I/We the interested person request for the examination of the application no. __________ dated __________
filed by the applicant __________ titled __________
under sections 12 and 13 of the Act.

As an evidence of my/our interest in the application for patent following documents are submitted.
(a) __________

4. ADDRESS FOR SERVICE

Dated this __________ day of __________ 20

Signature
Name of the signatory

To, The Controller of Patent:
The Patent Office, at __________

NOTE:
*To be signed by the applicant(s) or by his authorized registered patent agent
*Strike out the column which is/are not applicable

(1 December 2011)
FORM 25
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
No Fee REQUEST FOR PERMISSION FOR MAKING PATENT APPLICATION OUTSIDE INDIA
[See section 39 and Rule 71(1)]

1. State the title of the invention.
I am/We are in possession of an invention for
...........................................................................................................................
...........................................................................................................................
I/We have made an application for the grant of a patent for the said invention, its number being No. ................. of
..................................................................................................................... Dated .............. .......

OR

2. Name and address of the person(s)
I/We hereby attach the brief description of the invention.
...........................................................................................................................
...........................................................................................................................
I/We intend to make application(s) alone/jointly with
...........................................................................................................................
...........................................................................................................................
for the same/substantially same invention for patent in the following country/countries/convention countries, namely:
...........................................................................................................................
...........................................................................................................................
I/We declare that the rights in the application(s) has/have been assigned to
...........................................................................................................................

3. Name and address of the assignee
I/We request that I/We may be granted permission to make application(s) for the said invention in the said country/countries. The reasons for making this application, are as follows:

The facts and matters stated above are true to the best of my/our knowledge, information and belief.
 Dated this ............... day of ....................... 20 ..............

4. To be signed by the applicant(s) or authorised patent agent.

Signature

...........................................................................................................................

To
The Controller of Patents
The Patent Office
at ............................................

...........................................................................................................................

Note: (a) Strike out whichever is not applicable.
FORM 26
THE PATENTS ACT, 1970
(39 of 1970)
&
The Patents Rules, 2003
FORM FOR AUTHORISATION OF A PATENT AGENT/OR ANY PERSON IN A MATTER OR PROCEEDING UNDER THE ACT
[See sections 127 and 132; and rule 135]

1. Insert name, address and nationality.
I/We1 ................................................................................................................
................................................................................................................

2. Insert the name, address and nationality of the person(s) to be authorized.
I/We hereby authorise2 ..............................................................................
................................................................................................................
................................................................................................................
to act on my/our behalf in connection with3 ........................................
................................................................................................................
and request that all notices, requisitions and communication relating thereto may be sent to such person at the above address unless otherwise specified.

I/We hereby revoke all previous authorisation, if any made, in respect of same matter or proceeding.

I/We hereby assent to the action already taken by the said person in the above-matter.
Dated this ....................... day of .........................../20 ...............

4. To be signed by the person(s) making this authorisation.
Signature4 ............................................................

5. Name of the natural person who has signed along with designation and official seal, if any.

To
The Controller of Patents
The Patent Office
at .........................

To be stamped under the Indian Stamp Act, 1899 (2 of 1899).

(1 December 2011)
“FORM 28
THE PATENTS ACT, 1970
(39 of 1970)
AND
THE PATENTS RULES, 2003
TO BE SUBMITTED BY A SMALL ENTITY

[See rules 2(fa) and 7]

Insert name, address and nationality.
I/We .................................................................
.................................................................
applicant/patentee in respect of the patent application
no. .................or patent no...........
hereby declare that I/we am/are a small entity in
accordance with rule 2(fa) and submit the following
document(s) as proof:

State the particulars of the documents.
(1.) Evidence of registration under the Micro, Small and
Medium Enterprises Act, 2006 (27 of 2006 (in case of
Indian entities).
(2.) Any other document (in case of foreign entities).
The information provided herein is correct to the best of
my/our knowledge and belief.

To be signed by the applicant(s) / patentee(s) /
authorised registered patent agent.

Name of the natural person who has signed.

Designation and official seal, if any, of the person
who has signed.

Dated this ........day of ........... 20...

Signature .....................
(Name) .......................
(Designation) ...............