



### Third party

At the Israel Patent Office (ILPO), any person other than the applicant may, under Section 18(b)(3), (anonymously) submit "third party" documents<sup>1</sup> only within two months from the date of applicant's compliance with ILPO's request to submit relevant documents according to Section 18<sup>2</sup>. This person will not become a party during the examination of the application. The documents submitted by this person are communicated to the applicant and, if found relevant, they are cited by the Examiner against the patentability of the invention. The time limit stated in Section 18(b)(3) may not be extended by the Registrar<sup>3</sup>.

---

<sup>1</sup> The "third party" documents, constitute at least part of the relevant documents under Section 18(a)(1)-(4), which are used as an additional means of examination, which include the following:

- (1) the list of references used by patent Offices in any foreign state during the examination of a patent application for the same invention which is submitted in a foreign state by the applicant or by his predecessor in right for such invention;
- (2) a list of publications published prior to the application date, which are known to the applicant and directly relate to the invention;
- (3) copies of publications and references which the applicant is required to provide under this Section, where the examiner so demands;
- (4) copies of publications and references referred to in publications and references which the applicant is required to provide under this Section, where the examiner so demands.

<sup>2</sup> Section 18(b)(1) states that the examiner shall request the applicant to submit to him all the documents specified in Section 18(a)(1)-(2), and he may request the applicant to submit to him all the specified documents in Section 18(a)(3)-(4).

<sup>3</sup> Section 164(a) states that The Registrar may, if he sees reasonable cause for doing so, extend any time prescribed by this Law for the performance of anything at the Office or before the Registrar, except for the times prescribed in sections 18(b)(3) dealing with submission of documents by a person who is not the applicant, 30, 56, 57, 61, 64E(e)(2), 64F, 64M, 64P(a), 73(c) and 170(c); ...