

Submission of Information by Third Parties

Canada

Under s. 34.1 of the Patent Act, any person may file with the Commissioner prior art, consisting of patents, applications for patents open to public inspection and printed publications, that the person believes has a bearing on the patentability of any claim in an application for a patent. The person may explain the pertinence of the prior art, and the commissioner may take this prior art and explanation into consideration when deciding whether to grant the patent.