

Question 1

a)	<u>P date</u>	<u>F date</u>	<u>1st renewal fee</u>
	16 June 2010	18 Aug 2010	18 Aug 2015

Renewal fees for designs are payable on the fifth anniversary of the filing day (the 1st renewal fee).

$$18 \text{ Aug } 2010 + 5 \text{ years} = 18 \text{ Aug } 2015$$

They are payable on the last calendar day of the anniversary month. This would be 31 August 2015 (August Bank Holiday). This is a bank holiday so therefore it would be due 1st September 2015 (Tuesday)

b) If all renewal fees are paid, the design application would expire after 25 year from the filing date:

$$18 \text{ Aug } 2010 + 25 \text{ years} = 18 \text{ Aug } 2035$$

MARKS AWARDED 3/4

Question 2

Renewal fees for EP applications are paid whilst the application is pending.

The filing date = 28 January 2014.

They are paid on the 2nd anniversary of the filing date.

28 January 2014 + 2 years = 28 January 2016.

They are paid on the last day of the calendar day of the filing anniversary month: 31 Jan 2016 (Sunday).

Therefore 1 February 2016 (Monday).

MARKS AWARDED 3/3

Question 3: Please refer to mark scheme

MARKS AWARDED 6/8

Question 4

To maintain the application both the description and claims need to be translated from German into English.

The UKIPO will issue a communication requesting translations. The communication will set a deadline of 2 months in which to file them. The communication is the invitation.

MARKS AWARDED 2/2

Question 5

Pd

Fd

20 February 2014

19 Jan 2015

- a) The final date to enter the national/regional phase in the USA is 30 months from the priority date:

20 February 2014 + 30 months = 20 August 2016

- b) The final date to enter the national/regional phase at the EPO is 31 months from the priority date:

20 February 2014 +31 Months = 21 August 2016 (open day)

MARKS AWARDED 3/5

Question 6

The A3 publication for an international patent application (PCT) is an international search report.

MARKS AWARDED 1/1

Question 7

- a) If the application fee has not been paid on filing, then it is due two months from the filing date.

27 February 2015 + 2 months = 27 April 2015

- b) If the patents form 7 has not been completed on filing, it is due 16 months from the filing date:

27 February 2015 + 16 months = 27 June 2016

MARKS AWARDED 4/5

Question 8: Please refer to mark scheme

MARKS AWARDED 8/8

Question 9

The priority period for design applications is 6 months

MARKS AWARDED 1/1

Question 10

- a) The due date for responding to the EPO Communication is:
Date of communication = 23 September 2015.

23 September 2015 + 10 days =
3 October 2015 + 4 months =
3 February 2016 (Wednesday = Open day)

- b) If the 4 month deadline is extended by 2 months:

23 September 2015 + 10 days =
3 October 2015 + 2 months =
3 December 2015 (Thursday open day)

MARKS AWARDED 2/5

Question 11

- a) To reinstate the application you must request an extension before the deadline of 2 months. The application if the extension is granted will continue as though this never happened. Further processing has taken place.
- b) The deadline would be: 18 January 2016 + 2 months = 18 March 2016 (Friday) open day

MARKS AWARDED 0/6

Question 12: Please refer to mark scheme

MARKS AWARDED 4/9

Question 13

The three procedural steps from filing to grant of a patent application are:

- Filing
- Search
- Publication

MARKS AWARDED 3/3