

Paper Ref	Sheet	Raw Mark Awarded	Percentage Mark Awarded
ICPA	1 of 16	71	89%

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Question 1

A Patent is a monopoly granted by the state, to an inventor, for a limited period of time in exchange for full disclosure of an invention.

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Question 2

If all relevant renewal fees are duly paid, the term of protection in the UK for

- a) A patent; is 20 years from filing date ✓
- b) A registered design; 25 years from filing date ✓

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Question 3

Formal drawings can be filed 15 months from earliest priority date or filing date if no priority claimed.

This application has no priority, therefore;

FD: 18.01.22 + 15months = 18.04.23 (Tuesday)

a) The deadline for filing formal drawings is Tuesday 18.04.23

An abstract can be filed 12 months from earliest priority date or 2 months from filing date.

This application has no priority, therefore;

FD: 18.01.22 + 2 months = 18.03.22 (Friday)

b) The deadline for filing the abstract is Friday 18.03.22

MARKS AWARDED: 2/4

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Question 4

Compliance period for GB applications is 4.5 years from filing date or 12 months from date of examination report, whichever is the later. A GB divisional application must be filed 3 months before the expiry of the compliance period

FD: 29.09.2018 +4.5years = 29.03.2023 (Wednesday)

Exam report DD: 14.03.22 +12months = 14.03.23 (Tuesday)

(The compliance period therefore expires Wednesday 29.03.23 as this is later than the 12month examination report term.)

29.03.23 -3months = Thursday 29.12.22 (UKIPO is opened for business on this day)

Deadline for filing a divisional is Thursday 29.12.22.

MARKS AWARDED: 7/7

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Question 5

Responses to examination reports on GB applications can be extended as of right by 2 months retrospectively.

Response deadline: 05.12.22 +2months = Sunday 05.02.23, the deadline will automatically roll to next working day being, Monday 06.02.23

- a) The latest date for response is Monday 06.02.23 without needing to rely on the discretion of the UK IPO.
- b) A response must be filed together with a request for a two month extension and payment of the official fee for extension.

MARKS AWARDED: 4/4

Question 6 See form

MARKS AWARDED: 10/10

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Question 7

Official languages of the EPO are the English, French and German. ✓

As the International application filed at the EPO was in Spanish, the EPO will not ✓

be able to act as Receiving Office (RO) and so will forward the application to the International Bureau (IB). ✓ The IB will act as the RO and will maintain the

application filing date as when it was initially lodged with the EPO. ✓

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Question 8

EP-Regional Phase deadline is 31 months from the earliest priority date to which the International application claimed.

PD: 10.06.2020 +31months = Tuesday 10.01.2023

The latest date for filing an EP regional phase is Tuesday 10.01.2023.

MARKS AWARDED: 2/2

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Question 9

Demand deadline is 22 months from earliest priority or 3 months from date of ISR. ✓

PD: 30.04.21 + 22months = Tuesday 28.02.2023 ✓ ✓ 1 1

ISR/WO date: 06.10.2022 + 3months = 06.01.2023 ✓ ✓ 1 1

The deadline for filing a demand is Tuesday 28.02.2023 as this is the later date. ✓ 1

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Question 10

A notice of opposition against a European Patent must be filed within 9 months of the date of grant.

Grant date: 16.11.2022 +9months = Wednesday 16.08.2023

The steps that must be taken by Wednesday 16.08.2023 are:-

1: File a notice of opposition at the EPO ✓

2: File statement of grounds of opposition/arguments ✓

3: Pay the official notice of opposition fee ✓

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Question 11

EPO Notice of Decision to refuse benefits from 10 day rule to response term. A Notice of Appeal must be filed within two months from the date of the notice of the Decision to refuse and the Grounds of Appeal must be filed within four months of the date of the notice of the Decision to Refuse. The response term is not extendable but Further Processing is available.

Notice of Appeal: ✓

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Date of notice of Decision to Refuse: 06.01.2023 + 10days = Monday 16.01.2023 ✓

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16.01.2023 + 2Months = Thursday 16.03.2023 ✓

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A Notice of Appeal must be filed by Thursday 16.03.2023

Grounds of Appeal ✓

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16.01.2023 + 4months = Tuesday 16.05.2023 ✓

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Grounds of Appeal must be filed by Tuesday 16.05.2023

Further Processing is available 0

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Question 12

Renewal fees due 2nd anniversary of filing date, payable at the end of the month ✓

04.01.2019 + 2years = 04.01.2021 3rd renewal fee due – payable 31.01.2021

04.01.2019 + 3years = 04.01.2022 4th renewal fee due – payable 31.01.2022

04.01.2019 + 4years = 04.01.2023 5th ✓ renewal fee due – payable 31.01.2023

a) final date for payment of the 2023 renewal fee is 31.01.2023 ✓

b) as the patent granted on the 19.01.2023, the renewal fee for the 5th year will need to be paid to the national patent offices as to where the EP patent is to be validated.

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Question 13

Rule 71(3) communication benefits from 10 day rule to response term.

21.12.2022+10days = 31.12.2022 (Saturday), ✓

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31.12.2022 + 4months = 30.04.2023 (Sunday), this will automatically roll to next
working day Monday 01.05.2023, BUT this is an EPO closure day so the final
deadline then becomes Tuesday 02.05.2023. ✓

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To ensure the application is not deemed withdrawn, you will need to file a
response disapproving the text to Rule 71(3) EPC with requested amendments,
by the deadline of Tuesday 02.05.2023. ✓

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Question 14

EPO communication under Article 94(3) EPC benefits from 10 day rule to response term and is extendable by 2 months upon request before expiry of the deadline.

29.08.2022 +10 days[✓] = 08.09.2022 (Thursday)[✓]

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08.09.2022 +4months[✓] = 08.01.2023 (Sunday), automatically rolls to next working day, Monday 09.01.2023[✓]

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a) The non-extended deadline for filing a response is Monday 09.01.2023.

b) a request for a two month extension must be filed by Monday[✓]
09.01.2023

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29.08.2022 +10 days[✓] = 08.09.2022 (Thursday)

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08.09.2022 +6months[✓] = 08.03.2023 (Wednesday)[✓], however, this is an EPO closure day so the deadline rolls to next working day, Thursday 09.03.2023.[✓]

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c) the extended deadline for filing a response once a request for extension is filed is Thursday 09.03.2023.

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Question 15

17.06.2022+6months = 17.12.2022 Saturday, automatically rolls over to next working day Monday 19.12.2022

a) the deadline for filing a response is Monday 19.12.2022

B) if no response is filed, you must file a request for further processing in response to EPO notice of loss of rights communication once issued, which sets a two month term for response including 10 day period, and file a response to the search opinion to complete the omitted act and pay the further processing fee.

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Question 16

To file an EP divisional application, the parent must be still pending. ✓

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17.05.2023 -1day = 16.05.2023 Tuesday ✓

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The deadline for filing a divisional is Tuesday 16.05.2023.

MARKS AWARDED: 2/2

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Question 17

Renewals are payable every 5 years for UK registered designs

21.07.2018+5[✓]years = 21.07.2023[✓] (Friday)

The next renewal date is Friday 21.07.2023.

MARKS AWARDED: 2/2

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PCT

REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only

International Application No.

International Filing Date

Name of receiving Office and "PCT International Application"

Applicant's or agent's file reference (if desired) (25 characters maximum)

FTL/PCT01

Box No. I	TITLE OF INVENTION	
	BRIDLE CLIP RETAINER	✓
Box No. II	APPLICANT	<input type="checkbox"/> This person is also inventor
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)		E-mail address*
FOUNDLING TECHNOLOGY LTD		✓
THE STABLE YARD		Telephone No.
DINGLE LAKE		Facsimile No.
LONDON		Applicant's registration No. with the Office
SE3 5QQ UNITED KINGDOM		
* E-mail authorization: Indicating an e-mail address above authorizes the receiving Office, the International Searching Authority and the International Bureau, if they provide such a service, to send notifications exclusively by e-mail to that address, unless the following box is marked: <input type="checkbox"/> notifications are requested to be sent exclusively by postal mail.		
State (that is, country) of nationality: GB (UNITED KINGDOM) ✓		State (that is, country) of residence: GB (UNITED KINGDOM) ✓
This person is applicant for the purposes of: <input checked="" type="checkbox"/> all designated States ✓		<input type="checkbox"/> the States indicated in the Supplemental Box
Box No. III	FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
<input checked="" type="checkbox"/>	Further applicants and/or (further) inventors are indicated on a continuation sheet. ✓	
Box No. IV	AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE	
The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as:		<input checked="" type="checkbox"/> agent <input type="checkbox"/> common representative ✓
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)		E-mail address*
INGLEBY, LORNA		✓ Lingleby Lingleby@prabyt.com
PETER RABBYT LIMITED		Telephone No. ✓
45 FLEET LAKE SOUTH		+ 44 (0) 20 801 6565
LONDON		Facsimile No.
SE23 1ZZ UNITED KINGDOM		Agent's registration No. with the Office
* E-mail authorization: Indicating an e-mail address above authorizes the receiving Office, the International Searching Authority and the International Bureau, if they provide such a service, to send notifications exclusively by e-mail to that address, unless the following box is marked: <input type="checkbox"/> notifications are requested to be sent exclusively by postal mail.		
<input type="checkbox"/> Address for correspondence: Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.		

Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S) <i>If none of the following sub-boxes is used, this sheet should not be included in the request.</i>	
Name and address: <i>(Familyname followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)</i> DOBBINS, Sienna ✓ C/O FOUNDLING TECHNOLOGY LTD THE STABLE YARD DINGLE LANE LONDON SE3 5QQ UNITED KINGDOM	This person is: <input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input checked="" type="checkbox"/> inventor only <i>(If this check-box is marked, do not fill in below.)</i> ✓ Applicant's registration No. with the Office
State <i>(that is, country)</i> of nationality: GB (UNITED KINGDOM) ✓	State <i>(that is, country)</i> of residence: GB (UNITED KINGDOM) ✓
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address: <i>(Familyname followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)</i>	This person is: <input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only <i>(If this check-box is marked, do not fill in below.)</i>
State <i>(that is, country)</i> of nationality:	State <i>(that is, country)</i> of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address: <i>(Familyname followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)</i>	This person is: <input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only <i>(If this check-box is marked, do not fill in below.)</i>
State <i>(that is, country)</i> of nationality:	State <i>(that is, country)</i> of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address: <i>(Familyname followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)</i>	This person is: <input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only <i>(If this check-box is marked, do not fill in below.)</i>
State <i>(that is, country)</i> of nationality:	State <i>(that is, country)</i> of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on another continuation sheet.	

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Box No. V DESIGNATIONS

The filing of this request **constitutes under Rule 4.9(a) the designation** of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents.

However,

- DE Germany is **not designated** for any kind of national protection
- JP Japan is **not designated** for any kind of national protection
- KR Republic of Korea is **not designated** for any kind of national protection

(The check-boxes above may only be used to exclude (irrevocably) the designations concerned if, at the time of filing or subsequently under Rule 26bis.1, the international application contains in Box No. VI a priority claim to an earlier national application filed in the particular State concerned, in order to avoid the ceasing of the effect, under the national law, of this earlier national application.)

Box No. VI PRIORITY CLAIM AND DOCUMENT

The priority of the following earlier application(s) is hereby claimed:

Filing date of earlier application (day/month/year)	Number of earlier application	Where earlier application is:		
		national application: country or Member of WTO	regional application: regional Office	international application: receiving Office
item (1) 28.01.2022 ✓	2205432.1 ✓	GB ✓		
item (2)				
item (3)				

Further priority claims are indicated in the Supplemental Box.

Furnishing the priority document(s):

The receiving Office is requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) (only if the earlier application(s) was filed with the receiving Office which, for the purposes of this international application, is the receiving Office) identified above as:

- all items
- item (1)
- item (2)
- item (3)
- other, see Supplemental Box ✓

The International Bureau is requested to obtain from a digital library a certified copy of the earlier application(s) identified above, using, where applicable, the access code(s) indicated below (if the earlier application(s) is available to it from a digital library):

- item (1) access code ABC1
- item (2) access code _____
- item (3) access code _____
- other, see Supplemental Box

Restore the right of priority: the receiving Office is requested to restore the right of priority for the earlier application(s) identified above or in the Supplemental Box as item(s) (_____). (See also the Notes to Box No. VI; further information **must** be provided to support a request to restore the right of priority.)

Incorporation by reference: where an element of the international application referred to in Article 11(1)(iii)(d) or (e) or a part of the description, claims or drawings referred to in Rule 20.5(a), or an element or part of the description, claims or drawings referred to in Rule 20.5bis(a) is not otherwise contained in this international application but is completely contained in an earlier application whose priority is claimed on the date on which one or more elements referred to in Article 11(1)(iii) were first received by the receiving Office, that element or part is, subject to confirmation under Rule 20.6, incorporated by reference in this international application for the purposes of Rule 20.6.

Box No. VII INTERNATIONAL SEARCHING AUTHORITY

Choice of International Searching Authority (ISA) (if more than one International Searching Authority is competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used):

ISA/ _____

Box No. IX CHECK LIST for PAPER filing – only to be used when filing on PAPER			
<p>This international application contains the following:</p> <p>(a) request form PCT/RO/101 (including any declarations and supplemental sheets) : <u>4</u></p> <p>(b) description : <u>18</u></p> <p>(c) claims : <u>3</u></p> <p>(d) abstract : <u>1</u></p> <p>(e) drawings (if any)..... : <u>5</u></p> <hr style="width: 20%; margin-left: 0;"/> <p>Total number of sheets : <u>31</u> 0</p> <p>(f) sequence listing part of the description as a WIPO Standard ST.26 XML file (<i>indicate type and number of physical data carrier(s)</i>):</p>	<p>Number of sheets</p> <p style="text-align: right;">✓</p>	<p>This international application is accompanied by the following item(s) (<i>mark the applicable check-boxes below and indicate in right column the number of each item</i>):</p> <p>1. <input checked="" type="checkbox"/> fee calculation sheet. : <u>1</u></p> <p>2. <input type="checkbox"/> original separate power of attorney :</p> <p>3. <input type="checkbox"/> original general power of attorney..... :</p> <p>4. <input type="checkbox"/> copy of general power of attorney; reference number: :</p> <p>5. <input type="checkbox"/> priority document(s) identified in Box No. VI as item(s) :</p> <p>6. <input type="checkbox"/> Translation of international application into (<i>language</i>): :</p> <p>7. <input type="checkbox"/> separate indications concerning deposited microorganism or other biological material :</p> <p>8. <input type="checkbox"/> copy of results of earlier search(es) (Rule 12bis.1(a)) ... :</p> <p>9. <input type="checkbox"/> other (<i>specify</i>): :</p>	<p>Number of items</p> <p style="text-align: right;">✓</p>
<p>Figure of the drawings which should accompany the abstract: <u>2</u> ✓</p>	<p>Language of filing of the international application: <u>ENGLISH</u> ✓</p>		
<p>Box No. X SIGNATURE OF APPLICANT, AGENT OR COMMON REPRESENTATIVE</p> <p><i>Next to each signature, indicate the name of the person signing and the capacity in which the person signs (if such capacity is not obvious from reading the request).</i></p>			
<p style="text-align: right;">✓</p> <p style="font-size: 1.2em; margin-left: 20px;"><u>INGLEBY, Lorna</u> <u>EPA</u></p>			
<p>For receiving Office use only</p>			
<p>1. Date of actual receipt of the purported international application:</p> <p>3. Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application:</p> <p>4. Date of timely receipt of the required corrections under PCT Article 11(2):</p> <p>5. International Searching Authority (if two or more are competent):</p>	<p>2. Drawings:</p> <p><input type="checkbox"/> received:</p> <p><input type="checkbox"/> not received:</p> <p>6. <input type="checkbox"/> Transmittal of search copy delayed until search fee is paid</p>		
<p>For International Bureau use only</p>			
<p>Date of receipt of the record copy by the International Bureau:</p>			