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**PATENTS ACT
(CHAPTER 221)**

**PATENTS
(AMENDMENT NO. 3) RULES 2014**

In exercise of the powers conferred by sections 42, 110 and 115 of the Patents Act, the Minister for Law, after consulting with the Intellectual Property Office of Singapore, hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Patents (Amendment No. 3) Rules 2014 and shall come into operation on 13 November 2014.

Amendment of rule 3

2. Rule 3(3) of the Patents Rules (R 1) is amended by inserting, immediately after the words “shall be made using”, the words “any mode of payment designated by”.

Amendment of rule 4

3. Rule 4 of the Patents Rules is amended —

- (a) by deleting the words “in the journal” in paragraph (1) and substituting the words “at the Office’s Internet website at <http://www.ipos.gov.sg>”;
- (b) by deleting the words “in the journal” in paragraph (3)(b) and substituting the words “at the Internet website referred to in paragraph (1)”;
- (c) by inserting, immediately after paragraph (3), the following paragraph:

“(4) The matters referred to in the Act, including sections 17(2D), 25(1) and (9), 26(8), 27(1), 28(4) and (8), 29(9), 29B(2), 31(1), 36A(10), 42(8), 80(9) and 108(1), of the Act, shall be filed with, made to or given to, the Registrar, or done in an effective and efficient manner by means which may be specified by the Registrar by the issuance of practice directions.”.

Amendment of rule 14

4. Rule 14(1) of the Patents Rules is amended by deleting the words “on Patents Form 4” and substituting the words “in writing”.

Amendment of rule 15

5. Rule 15(1) of the Patents Rules is amended by deleting the words “on Patents Form 5” and substituting the words “in writing”.

Amendment of rule 16

6. Rule 16(1) of the Patents Rules is amended by deleting the words “on Patents Form 6” and substituting the words “in writing”.

Amendment of rule 31

7. Rule 31 of the Patents Rules is amended —

(a) by deleting paragraph (2) and substituting the following paragraph:

“(2) Where any form, or any application, request, reference or notice, referred to in paragraph (3) is required to be filed in relation to the proceedings, the address for service shall be furnished on that form, application, request, reference or notice, as the case may be.”;

(b) by deleting the words “on a form” in paragraph (3);

(c) by deleting sub-paragraphs (a) and (b) of paragraph (3) and substituting the following sub-paragraphs:

“(a) where the address for service is furnished on —

(i) Patents Form 1 or 37; or

(ii) any application made under rule 86(9) or (13), the address for service shall be effective for the purposes of all proceedings in respect of the patent, or the application for a patent, in relation to which that form is filed or the application is made, as the case may be;

(b) where the address for service is furnished on —

(i) Patents Form 2, 7, 35 or 58;

(ii) Form HC4 or HC6;

- (iii) Patents Form 28 (in so far as the form relates to an application referred to in rule 73(1));
- (iv) an application referred to in rule 14(1), 71(1) or 78(1);
- (v) a request referred to in rule 15(1) or made under paragraph 3(4) of the Fourth Schedule;
- (vi) a reference referred to in rule 16(1) or 76(1); or
- (vii) a notice filed under paragraph 3(6) of the Fourth Schedule,

the address for service shall be effective for the purposes of the proceedings in relation to which that form or notice is filed, or that application, request or reference is made, as the case may be;”;

- (d) by deleting sub-paragraph (d) of paragraph (3) and substituting the following sub-paragraph:

“(d) where the address for service is furnished on —

- (i) Patents Form 34 or 44;
- (ii) Form CM1, CM2, CM10 or CM12;
- (iii) an application made under rule 64(1); or
- (iv) a request made under paragraph 2(1) of the Fourth Schedule,

the address for service shall be effective only for the matter for which that form is filed or that application or request is made, as the case may be;”;

- (e) by deleting sub-paragraph (B) of paragraph (3)(g)(i) and substituting the following sub-paragraph:

“(B) the other address for service shall be effective for the purposes of all other proceedings in respect of that patent or application; or”;

- (f) by deleting the words “, other than renewal applications or proceedings in respect of that patent” in paragraph (3)(g)(ii).

Amendment of rule 56

8. Rule 56 of the Patents Rules is amended by deleting paragraph (2).

Amendment of rule 64

9. Rule 64(1) of the Patents Rules is amended by deleting sub-paragraph (a) and substituting the following sub-paragraph:

“(a) shall file an application to record the order or direction, accompanied by a copy of the order or direction; and”.

Amendment of rule 71

10. Rule 71 of the Patents Rules is amended —

- (a) by deleting the words “on Patents Form 29” in paragraph (1) and substituting the words “in writing”; and
- (b) by deleting the words “Patents Form 29” in paragraph (2)(a) and (b) and substituting in each case the words “the application”.

Amendment of rule 76

11. Rule 76(1) of the Patents Rules is amended by deleting the words “on Patents Form 32” and substituting the words “in writing”.

Amendment of rule 78

12. Rule 78(1) of the Patents Rules is amended by deleting the words “on Patents Form 33” and substituting the words “in writing”.

Amendment of rule 86

13. Rule 86 of the Patents Rules is amended —

- (a) by deleting the words “on Patents Form 39” in paragraph (9) and substituting the words “in writing”; and
- (b) by deleting the words “for it to be treated as an application under the Act by filing Patents Form 39” in paragraph (13) and substituting the words “in writing for it to be treated as an application under the Act”.

Amendment of rule 90**14. Rule 90 of the Patents Rules is amended —**

- (a) by deleting paragraph (3) and substituting the following paragraph:

“(3) Notwithstanding paragraph (2), where these Rules require any form, or any application, request, reference or notice, referred to in paragraph (4) to be filed, the advocate and solicitor or person referred to in paragraph (2) may file the declaration of authorisation, and furnish the address for service, on that form, application, request, reference or notice, as the case may be.”;

- (b) by deleting the words “on a form” in paragraph (4);
- (c) by deleting sub-paragraphs (a) and (b) of paragraph (4) and substituting the following sub-paragraphs:

“(a) where the declaration of authorisation is filed, and the address for service is furnished, on —

(i) Patents Form 1 or 37; or

(ii) any application made under rule 86(9) or (13), the declaration of authorisation and address for service shall be effective for the purposes of all proceedings in respect of the patent, or the application for a patent, in relation to which that form is filed or the application is made, as the case may be;

(b) where the declaration of authorisation is filed, and the address for service is furnished, on —

(i) Patents Form 2, 7, 35 or 58;

(ii) Form HC4 or HC6;

(iii) Patents Form 28 (in so far as the form relates to an application referred to in rule 73(1));

(iv) an application referred to in rule 14(1), 71(1) or 78(1);

(v) a request referred to in rule 15(1) or made under paragraph 3(4) of the Fourth Schedule;

(vi) a reference referred to in rule 16(1) or 76(1); or

(vii) a notice filed under paragraph 3(6) of the Fourth Schedule,