

Annex 1
Letter S73(2) PL3

Your Reference:
Our Reference:1R31/Name/File Reference

Date

Dear Sirs

Patent number: xxxxxxxx (*Proprietors Name*)
Patents Act 1977: Action under Section 73(2)

Latest date for reply. xx. xx. xx

The examiner xxx (tel: xxx) considers that this patent has been granted for the same invention as European Patent (UK) No. xxx having the same priority date.

By xxx you should either propose amendments to the UK patent in order to meet this objection or make observations on it. If you do not the UK patent may be revoked. Alternatively, you may reply advising that you are content with the revocation or have made a request for revocation at the European Patent Office under Article 105a.

Please be advised that revocation of the UK patent cannot be avoided by allowing the EP(UK) patent to lapse by non-payment of renewal fees, irrespective of whether the EP(UK) lapsed before or after the grant of the corresponding UK patent.

(delete as appropriate)

We note from the Register entry for this patent that an exclusive licence has been recorded to xxx on xxx.

We note from the Register entry for this patent that a security agreement has been filed between xxx and xxx on xxx.

If you wish to propose amendments it would be helpful if these could be shown in red ink on a copy of the printed specification. However, if the amendments are simple and not extensive you may submit them in a letter. You may not however amend your patent in a way which adds matter or extends the protection conferred by the patent.

Yours faithfully

Your name
Litigation Section
Patents Directorate