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An Agent
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Any Where

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Patents Directorate**

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Your reference: XXX
Application number: GB ***.***

Date

Dear Sirs

Patents Act 1977: Patent Rules 2007
Request for extension of time under Rule 108(3)

In response to your enquiry I am writing to confirm that no priority document has been filed within the time period allowed under the Rules (or the previously extended period) which expired on DD/MM/YYYY.

What you must do next

If you decide to continue with your patent application you must request a discretionary extension of the time period for filing your priority document.

To make the request you should use the enclosed Patents Form 52 which you should complete and return to this Office by DD/MM/YYYY with a fee of £135.

Use of E-mail: Please note that e-mail should be used for correspondence only.

Along with your Patents Form 52 you should also send:-

the priority document

evidence explaining why you did not file your priority document on time. Evidence may take the form of a signed statement of truth known as a witness statement, an example of which is attached.

What happens then?

While each request for an extension is considered on its merits, the basic principle has been established that for an extension to be allowed there must have been a continuing underlying intention to proceed with the application. A change of mind is not considered to be a legitimate reason for allowing an extension.

Once your request for extension of time has been received a senior official at the Office will review your case. If it is decided that the time for filing your priority document should be extended, you will be notified and your application will then continue.

Yours faithfully

Formalities Examiner

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