

## The British Library - Recent Additions to the Library

The following transcripts of High Court Decisions have been received at the British Library.

Plaintiff(s) & Defendants(s)	Date Of Hearing	SRIS code No.
Fujifilm Kyowa Kirin Biologics Company Limited -and- Abbvie Biotechnology Limited -and between- (1) Samsung Bioepis UK Limited (2) Biogen Idec Limited -and- Abbvie Biotechnology Limited	24 November 2016	C/008/17
Jushi Group Co Limited -and- OCV Intellectual Capital LLC	5-6 December 2016	C/009/17
Astex Therapeutics Limited -and- AstraZeneca AB		C/010/17
AP Racing Limited -and- Alcon Components Limited	17 November 2016	C/011/17
ITV Network Limited -and- Performing Right Society Limited & ann	16 January 2017	C/012/17
IPCom GmbH & Co Kg -and- (1) HTC Europe Co Limited (2) Ingram Micro (UK) Limited (3) HTC Corporation	24-26 January 2017	C/013/17
Chugai Pharmaceutical Co Limited -and- (1) UCB Pharma SA (2) Celltech R&D Limited		C/014/17

Microsoft Mobile Oy Limited -and- (1) Sony Europe Limited (2) Sony Corporation <del>(3) Panasonic Corporation</del> (4) LG Chem Limited <del>(5) Sanyo Electric Co Limited</del> (6) Samsung SDI Co Limited	16-19 January 2017	C/015/17
Fujifilm Kyowa Biologics Company Limited (1) Samsung Bioepis UK Limited (2) Biogen IDEC Limited -and- Abbvie Biotechnology Limited	16-20, 23-24, 26-27 January and 1-3 February 2017	C/016/17
Edwards Lifesciences LLC -and- Boston Scientific Scimed Inc -and- (1) Edwards Lifesciences Corporation (2) Edwards Lifesciences AG (also known as Edwards Lifesciences SA) (3) Edwards Lifesciences Limited	18-20, 23-24, 26-27 January 2017	C/017/17
Adenike Ogunkoya -and- Charles Harding	17, 19 January 2017	C/018/17
SoulCycle Inc -and- Matalan Limited	9 February 2017	C/019/17
Neptune (Europe) Limited -and- Devol Kitchens Limited		C/020/17
Synthon BV -and- Teva Pharmaceutical Industries Limited	8 February 2016	C/021/17
Teva UK Limited Accord Healthcare Limited Generics (UK) Limited t/a MYLAN -and- Merck Sharp & Dohme Corporation	2-3, 6 March 2017	C/022/17

<p>Epoch Company Limited -and- Character Options Limited</p> <p>Azumi Limited -and- (1) Zuma's Choice Pet Products Limited (2) Zoe Vanderbilt -and between- Zoe Vanderbilt -and- (1) John Wallace (2) Boulton Wade Tennant (3) Azumi Limited -and between- Zoe Vanderbilt -and- (1) John Wallace (2) Boulton Wade Tennant (3) Ranier Becker</p>	<p>31 January 2017 and 1 February 2017</p> <p>7-8 February 2016</p>	<p>C/023/17</p> <p>C/024/17</p>
---	---	---------------------------------

## **WITHDRAWING PATENT APPLICATIONS**

***This notice seeks to inform applicants and practitioners of the method the Intellectual Property Office recommends for withdrawing patent applications.***

### **Background**

Any request to withdraw an application is always an important action and is dealt with as quickly as possible in the Office. However, quick action in the Office becomes *crucial* when a withdrawal request is received for an application which is soon to be published. We of course wish to avoid erroneous publication.

### **Ways of withdrawing applications**

Withdrawal of a patent application can be made by:

- emailing [withdraw@ipo.gov.uk](mailto:withdraw@ipo.gov.uk)
- faxing the Office on 01633 817777
- writing to the Office

We ***highly recommend*** that the email option be used, as this will ensure that the request is dealt with quickly by a dedicated team of staff. Full details of this service can be found at <http://www.ipo.gov.uk/p-direction-withdrawal.htm>.

### **Notifying the Office of withdrawal in time to prevent publication**

An application for withdrawal in time to prevent publication must be received in this Office by 23:59 on the day before preparations for publication are complete (the *PPC date*). The official letter notifying applicants of the PPC date for their application will only be received 2 or 3 days prior to the PPC date. That leaves a very short time in which to notify the Office of withdrawal. If the email message or written notification is not received by 23:59 on the day before the PPC date, it will be too late to prevent publication.

Therefore the earlier applicants and practitioners can make decisions about withdrawal and notify the Office, the better.

Further guidance on withdrawal of patent applications can be found at:

<http://www.ipo.gov.uk/p-withdraw.htm>

If you have any queries about this notice, please contact:

Steve Bender  
Room 1Y33  
Concept House  
Cardiff Road  
Newport  
NP10 8QQ  
+44 (0)1633 814422

or Christine Farrington  
Room 1Y33  
Concept House  
Cardiff Road  
Newport  
NP10 8QQ  
+44 (0)1633 814701

# Provision of Information from the Intellectual Property Office

## On-Line Web Services

A number of **free** services are available via our web site which is located at <https://www.gov.uk/government/organisations/intellectual-property-office>.

### [esp@cenet](#)

This service provides an interface to the published patent application databases of the Intellectual Property Office, the European Patent Office and other European national patent offices, as well as access to the PCT database of published patent applications. A full copy of the specification, claims and drawings may be viewed if available.

### [Designs Image Search](#)

This service provides access to images of UK registered designs along with bibliographic information.

### [Trade Mark Text](#)

This service provides searches for trade marks matching/starting with specified text.

### [Trade Mark Proprietor](#)

This service provides searches for trade mark proprietors.

### [Trade Mark Classification Index](#)

The index serves as a guide to the classes of goods and services to specify when applying for Trade Mark registration. With over 70,000 terms, the index shows which class to put each term in.

### [Legal Decisions](#)

This service provides the text of reasoned decisions issued by the office since the beginning of 1998.

### **Status Information**

These services provide the status information for [Patents](#), [Supplementary Protection Certificates](#), [Trade Marks](#) and [Designs](#).

### **Other Services**

The Status Information and further information can also be obtained on paper from the office. Some of the information available is shown below, along with the relevant prices.

<b>Patents</b>	<a href="#">Request for uncertified copy from file or register</a>	£5
<b>Designs</b>	<a href="#">Request for uncertified copy of extract</a>	£5
<b>Trade Marks</b>	<a href="#">Request for uncertified copy from file or register</a>	£5

Note Trade Marks & Designs: The cost is £5 per file copied, though we reserve the right to quote for our actual costs where particularly large files are involved.

**General** Cost, per page, of faxing information £1 (plus VAT)

### **Payment**

Deposit accounts: Customers may charge orders against their account with the Office. In such cases the deposit account number should be quoted on the order.

Credit and debit cards: Full details on how to pay via Credit or Debit can be found on [our website](#).

Cheque: These should accompany any order, be crossed "Account Payee Only" and made payable to "The Intellectual Property Office". Payments from overseas must be in sterling drawn on a UK clearing bank.

### **Orders**

Post: Sales, Concept House, Cardiff Road, Newport, South Wales NP10 8QQ

e-mail (Deposit Account Holders only): [sales@ipo.gov.uk](mailto:sales@ipo.gov.uk)

Telephone (Deposit Account Holders and payments by credit and debit card only):  
+44(0)1633 813651

Fax (Deposit Account Holders and payments by credit and debit card only):  
+44(0)1633 817777.

## Patent Publication Enquiry Service

The Patents Publication Enquiry Service [www.ipo.gov.uk/patent/p-find/p-find-publication.htm](http://www.ipo.gov.uk/patent/p-find/p-find-publication.htm) enables you to search for, view and download newly published, granted and corrected GB patents. Patents are added on a weekly basis on the day of publication (usually every Wednesday).

The following types of GB published documents are available:

**Document code A** – for the published "A" application.

**Document code A8** – for the corrected front page of a published "A" application (changes to bibliographical data only).

**Document code A9** – for the complete re-issue of a published "A" application (as a result of a correction).

**Document code B** – for the granted 'B' specification.

**Document code B8** – for the corrected front page of a granted "B" specification (changes to bibliographical data only).

**Document code C** - for complete re-issue of a granted "B" specification (as a result of a correction or amendment).

If you have any queries regarding this notice please contact Chris Evans - Tel: 01633 814641, or via e-mail: [chris.evans@ipo.gov.uk](mailto:chris.evans@ipo.gov.uk)

## Patents Renewal Reminders – change taking place on 6 April 2017

### Background

Patents must be renewed annually, starting from the fourth anniversary of filing and continuing up to a maximum of 20 years. Each renewal fee can be paid up to 3 months before, or 6 months after, the due date. (Late payment fees will apply if it is paid more than 1 month after the due date.) Renewal fees can be paid using our [online renewals service](#) or by post using Patents Form 12.

All patent owners must have provided an “address for service” where they can be contacted. However many choose to specify a different address for the handling of renewal fees. Often this is because they have chosen to appoint a specialist renewal agency to manage the renewal of their patent portfolios.

### Practice before 6 April 2017

Where a renewal fee is not paid on time, the IPO sends a reminder to the registered owner (the “proprietor”) by post. Prior to 6 April 2017, this notice was sent to the address specified on the most recent Patents Form 12 (or any address notified by the proprietor for this purpose since that form was filed). In effect, this meant that the proprietor had to confirm the relevant renewal address each year on the Patents Form 12. Where no such address was given, the reminder was sent to the address for service shown on the Register.

### Change in practice

From 6 April 2017, this reminder will be sent to the last address specified for this purpose by the proprietor - whenever that was. This means that, if you own a patent, you do not need to notify the IPO of an address in part 6 of Patents Form 12 every time you renew your patent. If there has been no change to the address to be used for renewal reminders, you simply leave that part of the form blank. You may also like to renew using the IPO's [online renewals service](#).

If you own a patent and would like the renewal reminder to be sent to a new or different postal address, you should write to the IPO. Alternatively, you can renew by post using [Patents Form 12](#) and give the new address in part 6 of the Form. We will continue to use the address you have provided until you advise us of a change. Just as under the old practice, if you have never provided us with a specific address to be used for renewal reminders, we will default to sending them to the address for service shown on the Register.

### Legislative background

This change in practice arises from a change to rule 39 of the [Patents Rules 2007](#), which comes into force on 6 April 2017 (see the [Patents \(Amendment\) \(No.2\) Rules 2016](#) for further details).



# **Directions under section 123(2A) of the Patents Act 1977**

## **Patents Form 12**

1. The comptroller has made these Directions under section 123(2A) of the Patents Act 1977.
2. These Directions set out changes to the form 12 whose use is required by rules.
3. These Directions come into force on 6 April 2017.
4. The following Patents Forms as set out in the Schedule to these Directions are the forms which are required by the Patents Rules 2007 (SI 2007/3291), as amended:  
  
Patents Form 12 (Payment of renewal fee (and additional fee for late payment))
5. Patents Form 12, as so set out, replaces the corresponding form in the Schedule to the Directions made on 05 December 2007 (which came into force on 17 December 2007). The Directions made on 05 December 2007 are, to that extent, revoked.

SEAN DENNEHEY  
Comptroller-General of Patents, Designs and Trade Marks  
28 March 2017

## **Guidance and notes on the Directions given under section 123(2A)**

### **Patents Form 12**

(a) These notes are not part of the Directions. They are intended to provide background and additional information.

(b) The Interpretation Act 1978 applies to these Directions. Therefore all the definitions set out in the Patents Act apply to these Directions. Further, amongst other things, generally any words importing the masculine gender include the feminine and words in the singular include the plural and words in the plural include the singular.

(c) Section 123(2A) of the Patents Act allows the comptroller to give directions specifying any forms the use of which is required by the Patents Rules.

(d) Patents Form 12 has been revised as set out below.

### **Patents Form 12 (Payment of renewal fee (and additional fee for late payment))**

(e) Part 6 of the form has been revised to inform applicants that if their chosen renewal reminder address remains unchanged they no longer have to complete this section of the form.

(f) The notes on the reverse of Patents Form 12 have been revised to reflect the above change to part 6.

(g) All of the UK [Patents Forms](#) (and information about associated fees) are available from our website.

(h) Any queries about these Directions should be addressed to:

Patents Legal Section  
Intellectual Property Office  
Concept House  
Cardiff Road  
Newport  
South Wales  
NP10 8QQ  
United Kingdom

Tel: +44 (0) 1633 814332



Intellectual  
Property  
Office

**Patents Form 12**

Patents Act 1977 (Rule 36)

Concept House  
Cardiff Road  
Newport  
South Wales  
NP10 8QQ

Payment of renewal fee (and additional fee for late payment)  
*(See the notes on the back of this form)*

---

1 Your reference

---

2 Patent number

---

3 Which year are you paying for?  
*(In terms of the life of the patent e.g. 6<sup>th</sup>)*

---

4 Amount of renewal fee

Amount of late payment fee

Total amount paid

---

5 Name, address and postcode of the person  
paying the fee

Patents ADP number *(if you know it)*

---

6 If your next renewal is overdue, the Office will send a  
reminder to your chosen address. If you have  
previously provided an Address for Service or a  
specific address for the renewal reminder, and it  
remains unchanged, you can leave this space blank.  
However, if you wish to change your chosen address,  
please provide the details here and sign and date it.  
*(see note c for further details)*

Signature

Date

*(Permanent changes of the address for service should be notified by a  
separate letter)*

---

7 Name, e-mail address, telephone, fax and/or  
mobile number, if any, of a contact point for the  
applicant

Notes

- a) *If you need help to fill in this form or you have any questions, please contact the Office on 0300 300 2000.*
- b) *Write your answers in capital letters using black ink or you may type them.*
- c) *Where a renewal fee has not been paid, the IPO sends a renewal reminder to the proprietor. The renewal reminder will be sent to the address provided for this purpose. If no such address has been provided, it will be sent to the Address for Service. Use part 6 of this form if you would like to change the address to which the Office sends the renewal reminder.*
- d) *If you have filled in part 6 of the form remember to sign and date it.*
- e) *For details of fees and ways to pay, please contact the Office on 0300 300 2000.*