
STATUTORY INSTRUMENTS

1999 No. 3197

The Patents (Amendment) (No. 2) Rules 1999

Citation, commencement and transitional

19. In rule 103 (evidence)—

- (a) in paragraph (1) after the words “statutory declaration” insert the words “, witness statement”;
- (b) in paragraph (2) after the word “affidavit” insert the words “, witness statement”;
- (c) after paragraph (4) insert—

“(5) The comptroller may give a direction as he thinks fit in any particular case that evidence shall be given by affidavit or statutory declaration instead of or in addition to a witness statement.

(6) Where in proceedings before the comptroller, a party adduces evidence of a statement made by a person otherwise than while giving oral evidence in the proceedings and does not call that person as a witness, the comptroller may, if he thinks fit, permit any other party to the proceedings to call that person as a witness and cross-examine him on the statement as if he had been called by the first-mentioned party and as if the statement were his evidence in chief”.