
STATUTORY INSTRUMENTS

2004 No. 3205

The Patents Act 2004 (Commencement No. 2 and Consequential, etc. and Transitional Provisions) Order 2004

Consequential, incidental and supplementary provisions

6. For rule 57 there is substituted—

“Orders under section 37

57.—(1) Where an order is made under section 37—

- (a) that a patent shall be transferred to one or more persons none of whom was an old proprietor; or
 - (b) that a person other than an old proprietor may make a new application for a patent, the comptroller shall give notice of the making of the order to the old proprietor or proprietors, and to any of their licensees of whom he is aware; and a person who makes a request under section 38(3) must do so before the end of the relevant period.
- (2) The relevant period is—
- (a) where the request is made by an old proprietor, the period of two months starting on the date the notice is sent to him;
 - (b) where the request is made by a licensee, the period of four months starting on the date the notice is sent to him.”.