**FORM 3**

THE PATENTS ACT, 1970 (39 of 1970)

and

THE PATENTS RULES, 2003

**STATEMENT AND UNDERTAKING UNDER SECTION 8**

(See section 8; Rule 12)

|  |  |  |  |
| --- | --- | --- | --- |
| 1. Name of the applicant(s). |  |  | I/We…………………………………………………………………………… |
|  |  |  |  |  | ………………………………………………………………………………… |
|  |  |  |  |  | …………………………………………………………………………………… |
|  |  |  |  |  | hereby declare: |  |
|  |  |  |
| 2. Name, address and nationality |  | (i) that I/We have not made any application for the |
| of the joint applicant. |  |  |  | same/substantially the same invention outside |
|  |  |  |  |  |  | India |  |
|  |  |  |  |  | Or |  |  |
|  |  |  |  |  | (ii) that I/We who have made this application |
|  |  |  |  |  |  | No…….dated | …..……..alone/jointly |
|  |  |  |  |  |  | with ………………………., made for the same/ |
|  |  |  |  |  |  | substantially same invention, application(s) for |
|  |  |  |  |  |  | patent in the other countries, the particulars of |
|  |  |  |  |  |  | which are given below: |  |
|  |  |  |  |  |  |  |
| Name of | Date of | Applicati | Status of | Date of publication | Date of grant |
| the | application | on No. | the |  |  |  |
| country |  |  | application |  |  |

|  |  |
| --- | --- |
|  |  |
| 3. Name and address of the | (iii) that the rights in the application(s) has/have been |
| assignee | assigned |
|  | to………………………………………………………………………… |
|  |  |

|  |  |
| --- | --- |
|  | …………………………………………………………………………………… |
|  | that I/We undertake that upto the date of grant of |
|  | the patent by the Controller, I/We would keep him |
|  | informed in writing the details regarding |
|  | corresponding applications for patents filed outside |
|  | India within six months from the date of filing of such |
|  | application. |
|  | Dated this………day of………..20….. |
|  |  |
| 4. To be signed by the applicant | Signature. …………………. |
| or his authorized registered |  |
| patent agent. |  |
|  |  |
| 5. Name of the natural person | (……………………………………). |
| who has signed. |  |

To

The Controller of Patents, The Patent Office, at…………………………………

Note.- Strike out whichever is not applicable;