

# Innovation Certification Form

Fill in the patent number.

## Final report on the examination of innovation

Patent no.

Client reference:

Fill in the client reference.

### Notes to Acceptance staff:

The certified complete specification is to be assembled on the basis of:

The Granted Innovation Patent Specification

OR

Description:  Description pages as Granted

Identify all the pages that make up the certified specification. Where there have been no amendments made to the specification, ONLY check the first box. Where amendments have been made, complete the 'Description', 'Claims' etc. boxes as necessary.

Include the page numbers.

page(s)  as Granted.  
page(s)  filed:  from amendment item:   
page(s)  filed:  from amendment item:   
page(s)  filed:  from amendment item:

Include amendment item numbers.

Claims:

page(s)  as Granted.  
page(s)  filed:  from amendment item:   
page(s)  filed:  from amendment item:   
page(s)  filed:  from amendment item:

Include the dates that the amendments were filed. (This should be the date stamped on the amended pages).

Drawings:

Drawings pages as Granted  
page(s)  as Granted.  
page(s)  filed:  from amendment item:   
page(s)  filed:  from amendment item:

Abstract:

Abstract pages as Granted  
page(s)  filed:  from amendment item:

Note: The information in this box is for assistance of Acceptance staff in assembling the specification as allowed.

Check this box and enter the appropriate application number if the basic application is to be disregarded (see 2.21.3.5 Basic Application Outside 12 Month Convention Period).

### Certification Checklist

The specification has been checked for significant lack of continuity of disclosure/claims bridging consecutive pages.

The earlier basic application no.  may be properly disregarded.

The time period for completion of examination has not expired.

The time period expires on  (Reg. 9A.4) (Applicable only if an adverse report was previously issued)

The innovation patent has not ceased. (Section 143A)

**Report of the Examining Delegate**, please see pages 2 & 3.  
**Actions by Certification Delegate** please see page 4

Check this box.

**Report of the Examining Delegate:**

Only fill in this box where there are amendments to consider.

**Consideration of and dealing with requests for leave to amend**

Check this box and complete this section ONLY if there were amendments to consider.

I have considered the request to amend and the statement(s) of proposed amendments filed on the following dates:

write dates in dd/mm/yyyy format, separate multiple dates by

← Include the dates of all amendments filed. (This should be the date stamped on the amended pages).

Check this box.

There is no proposed amendment to the Patent Request

**I consider that they comply with all the following points:**

(Where a proposed amendment is proposed to be amended, a reference in this report to a proposed amendment is a reference to that proposed amendment as so amended. Reg. 10.1(5) ).

- r.10.2(1)(a) -The request for leave to amend & the statement of proposed amendments complies with reg.10.1
- r.10.2(1)(a) -The request for leave to amend & the statement of proposed amendments complies with schedule 3
- r.10.2(1)(b) -The proposed amendment(s ) of the complete specification is/are allowable under S.102 or S.103
- r.10.2(1)(c) -The Proposed amendment(s) is/are allowable under reg.10.3
- r.10.2(1)(c) -(Other provisions) Proposed amendment(s) is/are otherwise allowable under the Act and regulations,:

Note: This sub-regulation covers a variety of miscellaneous issues that can arise, depending on the nature of the amendment sought. While an exhaustive list is not given, the most commonly occurring provisions of the Act that are likely to arise are: S.24 - Validity not affected by publication or use, S.43 - Priority Dates, S.95 [S.29B – 2012 Provisions] - Convention application, S.112 & [S.112A – 2012 provisions] - Pending proceedings, S.223 - Extensions of time, R.8.6(2) [R.3.14D – 2012 provisions,] - Certification - Convention Application, R.22.13 - Declarations.

**Accordingly, my Report in accordance with Regulation 10.2 (1) is not an adverse report.**

Name of the examining delegate.

Name  Date

**Examining** Delegate of the Commissioner of Patents

Examining Delegate report continued overleaf

**Report of the Examining Delegate:****My report in accordance with S.101B (1) (b) Examination,**

is that I have examined the complete specification (incorporating any proposed amendments) and that the patent should not be revoked because none of the following grounds of revocation have been made out:

- S.101B(2)(a) - The Specification does not comply with S.40
- S.101B(2)(b) - The invention, so far as claimed, does not comply with S.18(1A)(a) - ( manner of manufacture )
- S.101B(2)(b) -The invention, so far as claimed, does not comply with:  
- S.18(1A)(b) - (novelty and innovative step),  
- S.18(1A)(c) – (useful) [2012 provisions]
- S.101B(2)(c) - The invention, so far as claimed, is for Human Beings, plants or animals or a biological process for their generation. (Section 18(2) & (3))
- S.101B(2)(d) - Contrary to law
- S.101B(4)(a) [S.101B(2)(e) – 2012 provisions] -The invention, so far as claimed, is a substance capable of being used as a food or medicine, and is a mere admixture of known ingredients.
- S101B(4)(b) [S101B(2)(f) – 2012 provisions] - The invention, so far as claimed, is a process of producing a substance capable of being used as food or medicine by mere admixture.
- S.101B(5) [S.101B(2)(g) - 2012 provisions] - The patent contains a claim that includes the name of a person as the name, or part of the name, of the invention so far as claimed in that claim.
- S.101B(6) [S.101B(2)(h) - 2012 provisions]- The patent claims claim an invention that is the same as an invention that is the subject of a patent and is made by the same inventor: and the relevant claim or claims in respect of each patent have the same priority date or dates.
- S.101B(7) [S.101B(2)(i) - 2012 provisions] - Other prescribed matters in the Regulations :  
(Note: - none are prescribed as at April 2013)

Name of the examining delegate.

Name

**Examining Delegate of Commissioner of Patents**

**Actions by Certification Delegate - see overleaf**

**Decision of Certification Delegate:**

I agree with the above report(s).

Where there are proposed amendments, I grant leave to amend the complete specification, and/or another filed document and I allow the proposed amendments referred to in the report of the examining delegate.

I am satisfied that a ground for the revocation of the Innovation Patent has not been made out, or any such ground has been removed.

**I consider that the innovation patent should now be certified.**

Name  Date   
(Please consult final check)

Name of the certification delegate (i.e. acceptance delegate). Where the examining delegate is not the same as the certification delegate, the certification delegate should complete this box.

**Certification** Delegate of Commissioner of Patents