



Patents Form P17

Request for the furnishing of a sample of a deposited micro-organism and notice of confirmation by the Registrar of Patents

Patents Ordinance (Cap. 514)
Patents (General) Rules (Cap. 514C)

Important notes

1. General notes:

- a. Please complete this form in English unless otherwise stated.
- b. This form must be signed and dated.
- c. If there is not enough space for any part on this form, please continue on an additional sheet. Number each additional sheet and state the number of additional sheet(s).
- d. Please enquire through the following means:
 - E-mail: enquiry@ipd.gov.hk
 - Internet homepage address: www.ipd.gov.hk

2. Use of Personal data:

- a. The provision of your personal data is voluntary. However, the Patents Registry may be unable to handle your application, filing request or notice if you do not provide sufficient information.
- b. The Patents Registry will use any personal data provided in this form and any document(s) filed in relation to it for processing your application, request or notice, as well as for the purposes of collection set out at www.ipd.gov.hk/eng/home.htm. **Any of the information provided may be made available for public inspection, in full or in part, pursuant to section 147 of the Patents Ordinance, Cap. 514. Such information may be accessed through the Internet.**
- c. The Patents Registry may redact unsolicited personal data included with this form or any document(s) filed in relation to it before making them available for public inspection. Please **DO NOT provide any personal data (including personal data relating to third parties) which are not specifically required to be submitted.**
- d. Subject to the requirements of the Patents Ordinance, Cap. 514, any person has the right to request access to and correct his/her personal data held in the patent records maintained by the Patents Registry, pursuant to sections 18 and 22 of the Personal Data (Privacy) Ordinance, Cap. 486.
- e. For further details, please see the Personal Information Collection Statement at www.ipd.gov.hk/eng/home.htm.

3. Use of Other Information:

- a. The Patents Registry will use any information relating to any commercial enterprise or entity provided in this form and any document(s) filed in relation to it for processing your application, request or notice, and for the purposes of collection set out at www.ipd.gov.hk/eng/home.htm. **They may be made available for public inspection, in full or in part, pursuant to section 147 of the Patents Ordinance, Cap. 514. Such information may be accessed through the Internet.**
- b. **DO NOT include any business information of your own or that of third parties which you consider to be confidential or commercially sensitive.** Where such information is included in this form or any document(s) filed in relation to it, the Registrar will treat it an express and voluntary consent given by you and any such third party to disclosure of all such information for the purpose of public inspection.

4. Submission of application/request/notice:

In person or by mail to the Registrar of Patents, 24/F, Wu Chung House, No. 213 Queen's Road East, Wanchai, Hong Kong, China.

01 Your reference	
Note 1 This form is for one patent application or patent.	
02 Application no./Patent no. (Note 1)	<p>Please mark the appropriate box and specify the no. in the space below</p> <p><input type="checkbox"/> Application no. <input type="checkbox"/> Patent no.</p> <p>_____</p>
03 Full name of the applicant(s) or proprietor(s)	
Name	
Name in Chinese (if applicable)	
04 Details of the person(s) making the request	
Name	
Name in Chinese (if applicable)	
Address	
<p>05 If the request is made prior to the grant of the short-term patent, is/are the person(s) making the request entitled to receive information and inspect documents by virtue of section 147(5), Patents Ordinance? The Patents Ordinance can be viewed at www.ipd.gov.hk.</p> <p>If you have marked "Yes", please provide evidence to support your claim to receive information and inspect document.</p>	<p>Please mark the appropriate box</p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>
06 Name and address of the depository institution where the micro-organism is deposited	
07 Accession no. of the deposit	

08 Signature**Undertaking for the benefit of the applicant for or proprietor of the patent referred to under Part 02****(1) I/We undertake for the benefit of the applicant or proprietor:**

- not to make the furnished sample of the culture of the micro-organism identified under Part 07 or any culture derived therefrom available to any third party before the patent application identified under Part 02 has been withdrawn, is deemed to have been withdrawn or has been refused or so long as the short-term patent is in force and during the further period of 6 months referred to in section 126(5), Patents Ordinance;
- to use the said sample or a culture derived therefrom for experimental purposes only, until such time as the patent application identified under Part 02 is withdrawn, is deemed to have been withdrawn or has been refused or until the date of publication in the Hong Kong Intellectual Property Journal of a notice advertising that the short-term patent has been granted.

(Patents Ordinance can be viewed at www.ipd.gov.hk)

(2) I/We confirm that I/we have read and understood the “Important notes” on page 1.

Signature

Name and Official Capacity of Signatory

Date (DD-MM-YYYY)

09 State the number of additional sheet(s) attached to this form

For Official Use

01 Notice of confirmation by the Registrar of Patents

I hereby confirm that the short-term patent application or the short-term patent as specified under Part 02 above referring to the deposit of the micro-organism identified under Part 07 above

(a) has been filed with the Intellectual Property Department on

(DD-MM-YYYY)

(b) has been granted by the Intellectual Property Department on

(DD-MM-YYYY)

and its subject matter involves the said micro-organism or the use thereof

(c) the person(s) making the request has a right to a sample under section 128, Patents Ordinance and section 73, Patents (General) Rules in conjunction with section 147(5), Patents Ordinance

(d) the person(s) making the request has a right to a sample under section 128, Patents Ordinance and section 73, Patents (General) Rules

(Patents Ordinance and Patents (General) Rules can be viewed at www.ipd.gov.hk)

02

p. Registrar of Patents
Patents Registry
Intellectual Property Department,
HKSAR

(DD-MM-YYYY)