

## Service of pleadings and evidence

Rules 16(3), 17(2) and corresponding rules in the revocation, invalidity, variation and rectification section provide that, at the same time as the pleadings are filed, the opponent/applicant must send a copy to the other party. Documents are properly sent if left at or sent by post to the address for service on the register, or if there is no address for service, then if sent by post to his last known address (rule 112). See also chapter on Computation of time for service of documents.

Rules 18(2), 19(2) and 20(2) require the party filing evidence to send a copy of the documents to the other party at the same time. A copy means the exhibits as well as the text. There is no equivalent provision to rule 29(1) of the old Rules (Cap. 43 sub. leg.) under which a copy of an exhibit is supplied to the other party, at the request and expense of the other party.

As an option, where an exhibit is bulky or perishable, the person filing the exhibit may, in lieu of filing the original and serving a copy on the other party, file a photograph of the exhibit. A copy of the photograph is then sent to the other party in lieu of a copy of the original (rule 81(1)).

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