

4. In the principal rules, in the FIRST SCHEDULE, in Table 1, for the headings and sub-headings,

“

Number of Entry	On what payable	Number of the relevant Form	For e-filing		For physical filing	
			Natural person(s) or Startup(s) or Small entit(y)/(ies)	Other(s), alone or with natural person(s) or Startup(s) or Small entit(y)/(ies)	Natural person(s) or Startup(s) or Small entit(y)/(ies)	Other(s), alone or with natural person(s) or Startup(s) or Small entit(y)/(ies)

”

the following headings and sub-headings shall be substituted, namely:—

“

Number of Entry	On what payable	Number of the relevant Form	For e-filing		For physical filing	
			Natural person(s) or Startup(s) or Small entit(y)/(ies) or educational institution(s)	Other(s), alone or with natural person(s) or Startup(s) or Small entit(y)/(ies) or educational institution(s)	Natural person(s) or Startup(s) or Small entit(y)/(ies) or educational institution(s)	Other(s), alone or with natural person(s) or Startup(s) or Small entit(y)/(ies) or educational institution(s)

”

5. In the principal rules, in the SECOND SCHEDULE, for Form 28 the following form shall be substituted, namely:-

“

FORM 28 THE PATENTS ACT, 1970 (39 of 1970) AND THE PATENTS RULES, 2003 TO BE SUBMITTED BY A SMALL ENTITY /STARTUP/EDUCATIONAL INSTITUTION [See rules 2 (fa), 2(fb), 2(ca) and 7]		
1	Insert name, address and nationality.	I/We..... applicant/patentee in respect of the patent application no..... or patent no.....hereby declare that I/we am/are a small entity in accordance with rule 2(fa) or a startup in accordance with rule 2(fb) or an educational institution in accordance with rule 2(ca) and submit the following document(s) as proof:

2	Documents to be submitted	
	i. For claiming the status of a small entity:	
	A. For an Indian applicant: Evidence of registration under the Micro, Small and Medium Enterprises Development Act, 2006(27 of 2006).	
	B. In case of a foreign entity: Any other document.	
	ii. For claiming the status of a startup	
	A. For an Indian applicant: Any document as evidence of eligibility, as defined in rule 2(fb).	
	B. In case of a foreign entity: Any other document.	
	iii For claiming the status of an educational institution	
	A. For an Indian applicant: Any document as evidence of eligibility, as defined in rule 2(ca).	
	B. In case of a foreign educational institution: Any other document.	
3	To be signed by the applicant(s) /patentee(s)/authorized registered patent agent.	The information provided herein is correct to the best of my/our knowledge and belief. Dated this ... day of..... ..20
4	Name of the natural person who has signed.	Signature.....

”.

[F. No. P-24027/4/2020-IPR-III]

SHRUTI SINGH, Jt. Secy.

Note : The principal rules were published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-Section (ii) *vide* number S.O. 493 (E) dated the 2nd May, 2003 and last amended *vide* notification number G.S.R. 689 (E) dated the 4th November, 2020.