

Date

Reference	Application No./Patent No.
Applicant/Proprietor	

**Communication pursuant to Rule 58 EPC
 Invitation to remedy deficiencies in the application documents**

The examination as to formal requirements prescribed in Article 90(3) and Rule 57 EPC has revealed that the above identified European patent application contains the following deficiency (deficiencies):

- Deficiency (deficiencies) in application documents filed on the date of filing
- Deficiency (deficiencies) in application documents filed by reference to a previously filed application according to Rule 40(1)(c) EPC
- Deficiency (deficiencies) in missing parts of description and/or drawings (or translation thereof) filed under Rule 56 EPC
- Deficiency (deficiencies) in claims submitted after the filing date
- Deficiency (deficiencies) in translation of the application (R. 49(1) EPC)
- Deficiency (deficiencies) in documents replacing documents making up the European patent application (R. 50(1) EPC), submitted with letter of
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- ANNEX A: Abstract and/or Request for Grant
- ANNEX B: Application documents (other than drawings)
- ANNEX C: Drawings

You are requested to remedy the deficiency (deficiencies) within **two months** after notification of this invitation **and**, if applicable, pay the additional fee for a European patent application comprising more than 35 pages (R. 38(2) EPC and Art. 2(1), 1a, Rules relating to Fees).

If the specified deficiency (deficiencies) is (are) not remedied in due time, the European patent application will be refused in accordance with Article 90(5) EPC).

If any additional fee (Art. 2(1), 1a, RFees) due after having met the formal requirements is not paid within the same period, the application will be deemed to be withdrawn (Art. 78(2) EPC).

Unless this communication refers to amended application documents filed under Rule 137(2) EPC, the description, claims and drawings may be amended only to an extent sufficient to remedy the deficiency (deficiencies) specified above.



SAMPLE

ANNEX B

**DEFICIENCIES AS TO THE PRESENTATION OF THE APPLICATION DOCUMENTS
(OTHER THAN DRAWINGS)
(R. 49 EPC, R. 50 EPC)**

The European patent application document(s) contain(s) the deficiencies indicated below:

	Request	Description	Claims	Abstract
(a) Some/The sheets are not free from cracks, creases or folds (R. 49(2) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(b) The reverse side of some/the sheets has (have) not been left blank (R. 49(2) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(c) The document does not allow electronic and direct reproduction (R. 49(2) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(d) Some/The sheets are not used in upright position (R. 49(3) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(e) The paper of some/the sheets is not pliable/strong/white/smooth/matt/durable (R. 49(3) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(f) Some/The sheets are not in A4 format (R. 49(3) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(g) The document does not commence on a new sheet (R. 49(4) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(h) The margins on some/the sheets are not as prescribed (top: 2 cm; left side: 2.5 cm; right side: 2 cm; bottom: 2 cm) (R. 49(5) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(i) The sheets are not properly numbered; the page numbers must be centered at the top of the sheet but not placed in the top margin (R. 49(6) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(j) Some/The sheets are not typed or printed (R. 49(8) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(k) The typing on some/the sheets is not 1½ spaced (R. 49(8) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(l) The characters in the text matter on some/the sheets are smaller than prescribed; the capital letters must be not less than 0.21 cm high (R. 49(8) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(m) The text matter on some/the sheets is not in dark, indelible colour (R. 49(8) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(n) The document contains drawings (R. 49(9) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(o) Some/The sheets contain alterations or too many erasures (R. 49(12) EPC).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(p) _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>