

Date

Reference	Application No./Patent No.
Applicant/Proprietor	

Communication concerning the priority document

The mention of the grant of the European patent cannot be published because a copy of the following priority document(s) is still missing:

.....

Under Rule 17.2 (a) PCT you are not obliged to file a certified copy of the above-mentioned priority application(s). However, no European patent may be granted until such time as the priority document(s) is (are) on file (see communication of).

If it is not possible for the PCT receiving Office [RO] to produce the certified priority document(s), you may file with the EPO:

- proof that the RO cannot produce the priority document(s), i.e. a copy of the relevant correspondence containing a clear statement by the RO that it cannot locate the application(s) in question, indicating the number and date of filing, together with
- a copy of the document(s) as originally filed with the RO for the priority application(s), certified as identical by the attorney (e.g. by affidavit).

The above evidence as well as the copy certified in this way, by way of exception, will be accepted as the priority document within the meaning of Rule 53(1) EPC.

