

**SMALL ENTITY DECLARATION FOR CANADA
NON-PCT FILED APPLICATIONS**

Re: Applicant/Owner :
Serial No. :
Title :
Canadian Filing Date:
Agent's Ref :

Declaration Confirming Canadian Small Entity Entitlement



I/We hereby confirm and declare that I/we do verily believe that in accordance with Section 3.01(3) of the Canadian Patent Rules, I/we am/are entitled to pay fees at the small entity level in respect of the above-noted case. In particular, I/we do verily believe that on the filing date *the applicant originally identified in the Petition in Canada* properly qualified as a Canadian *small entity* as defined as follows:

"small entity" in respect of an invention, means an entity that employs **50** or fewer employees or that is a university, but does not include an entity that

- (a) is controlled directly or indirectly by an entity, other than a university, that employs more than 50 employees; or
- (b) has transferred or licensed or has an obligation, other than a contingent obligation, to transfer or license any right in the invention to an entity, other than a university, that employs more than 50 employees.

I/We acknowledge that I/we have been advised against claiming the Canadian Small Entity Fee Reduction as: (a) the incorrect payment of small entity fees may result in a loss of rights in respect of this application, and (b) the statutory provisions relating to a "small entity" in Canada have not been fully judicially considered, nor defined.

Declared this _____ day of _____ 20____.

(Applicant/Owner)

By: _____

Title _____