

## Patent Examination Board Examinations

### Overview

#### Qualifying Examinations

Qualifying qualifications for Patent Attorneys comprise nine examinations; five for the PEB Foundation Certificate and four for the PEB Final Diploma. In order to become a registered Patent Attorney you must:

- a. pass or be exempted from the PEB Foundation Certificate examinations (alternatively, you may successfully complete an equivalent set of examinations designated as such by The Intellectual Property Regulation Board (IPReg));
- b. pass the PEB Final Diploma examinations (alternatively, in respect of Papers FD2 and FD3 you may pass the equivalent European Qualifying Examinations Papers A and B); and
- c. satisfy any service requirements which have been set by The Intellectual Property Regulation Board (IPReg).

#### 1. PEB Foundation Certificate – Law for Patent Attorneys

There are five PEB Foundation Certificate examinations. These may be attempted in any order.

Old Examination reference	Examination title	Examination reference
P1	Basic United Kingdom Patent Law and Procedure	FC1
Law	Basic English Law	FC2
P5	Basic Overseas Patent Law and Procedure	FC3
D and C	Design and Copyright	FC4
P7	Principles of Trade Mark Law	FC5

#### 2. PEB Final Diploma – UK Patent Attorney Practice

There are four PEB Final Diploma examinations. These examinations may be attempted in any order.

##### Progression rules

A candidate must have successfully completed, or be exempt from, Foundation 1 before attempting any final diploma examination.

Old examination reference	Examination title	Examination reference
P2	Advanced IP Law and Practice	FD1

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P3	Drafting of Specifications	FD2
P4	Amendment of Specifications	FD3
P6	Infringement and Validity	FD4

### 3. PEB Litigation Skills Certificate

The aim of this qualification is to deliver the necessary underpinning knowledge and practical skills in order for Patent Attorneys to be able to conduct litigation in accordance with the **Intellectual Property Litigation Certificate**. There are two examinations which the candidate needs to take to achieve this qualification.

Examination reference	Examination title
LS Component 1	LS Written Examination
LS Component 2	LS Oral Examination

### Assessment

#### PEB Foundation Certificate and PEB Final Diploma Assessments

All the examinations are assessed unseen. The pass mark for each examination is 50%. All PEB Foundation Certificate and PEB Final Diploma examinations carry 100 marks in total.

Reference	The PEB Foundation Certificate Examinations
FC1 (P1)	Three hours 40 marks in Part A 60 marks in Part B Candidates should attempt seven questions. Part A - attempt four from five 10 mark questions. Part B - attempt three from four 20 mark questions. The marks from each part are aggregated. It is not necessary to pass each part separately.
FC2 (Law)	Two Hours 40 marks in Part A 60 marks in Part B Candidates should attempt eight questions. Part A - attempt four from five 10 mark questions. Part B - attempt four from five 15 mark questions. The marks from each part are aggregated. It is not necessary to pass each part separately.
FC3 (P5)	Three hours Candidates should attempt five from six 20 mark questions.
FC4 (D and C)	Three hours Candidates should attempt ten from twelve 10 mark questions.

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FC5 (P7)	<p>Two hours            40 marks in Part A            60 marks in Part B            Candidates should attempt thirteen questions.            Part A - attempt eight from nine 5 mark questions.            Part B - attempt five from six 12 mark questions.            The marks from each part are aggregated. It is not necessary to pass each part separately.</p>
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<b>PEB Final Diploma Examinations</b>	
FD1 (P2)	<p>Four hours            50 marks in Part A            50 marks in Part B            Part A - Typically there will be six questions each carrying between 5 and 10 marks. All the questions in Part A must be attempted.            Part B - Candidates should attempt two from three 25 mark questions.            The marks from each part are aggregated. It is not necessary to pass each part separately.</p>
FD2 (P3)	<p>Four hours            Candidates should attempt the whole question.            Candidates will be asked to draft a specification suitable for filing at the UKIPO to protect a client's invention, based on a document such as a letter from the client, and may be asked to provide an accompanying explanatory letter or memorandum.            Marks will be allocated to specific sections of the answer, as detailed in the examination paper.</p>
FD3 (P4)	<p>Three hours            Candidates should attempt the whole question.            Candidates will be asked to analyse the information provided, prepare a draft amendment, including revised claims, information regarding a divisional application if appropriate, and a letter or letters justifying and explaining the action taken.</p>
FD4 (P6)	<p>Five hours            Candidates should attempt the whole question.            Candidates will be asked to analyse and interpret the information and prepare a memorandum, setting out their opinion on matters of construction, infringement, validity, amendment, design around and other matters of practical importance to the client.</p>

### PEB Litigation Skills Certificate Assessment

There are two assessment components for this syllabus. Each candidate:

- will be awarded a mark for each component;

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- will be graded either 'pass' or 'fail' for each component;
- must achieve a pass mark in both components in order to gain the IPLC.

The pass mark for each examination is 50%. The LS Component 1 (Written Examination) carries 60 marks in total and the LS Component 2 (Oral Examination) carries 40 marks in total.

	<b>PEB Litigation Skills Examinations</b>
LS Component 1 (Written Examination)	Two hours Candidates must attempt all questions on the paper. A written examination with short answer questions each question or sub question is worth between 1 and 5 marks. Total of 60 marks for the written paper.
LS Component 2 (Oral Examination)	10 minutes Presentation must be done individually by each candidate. Total of 40 marks for the oral presentation.