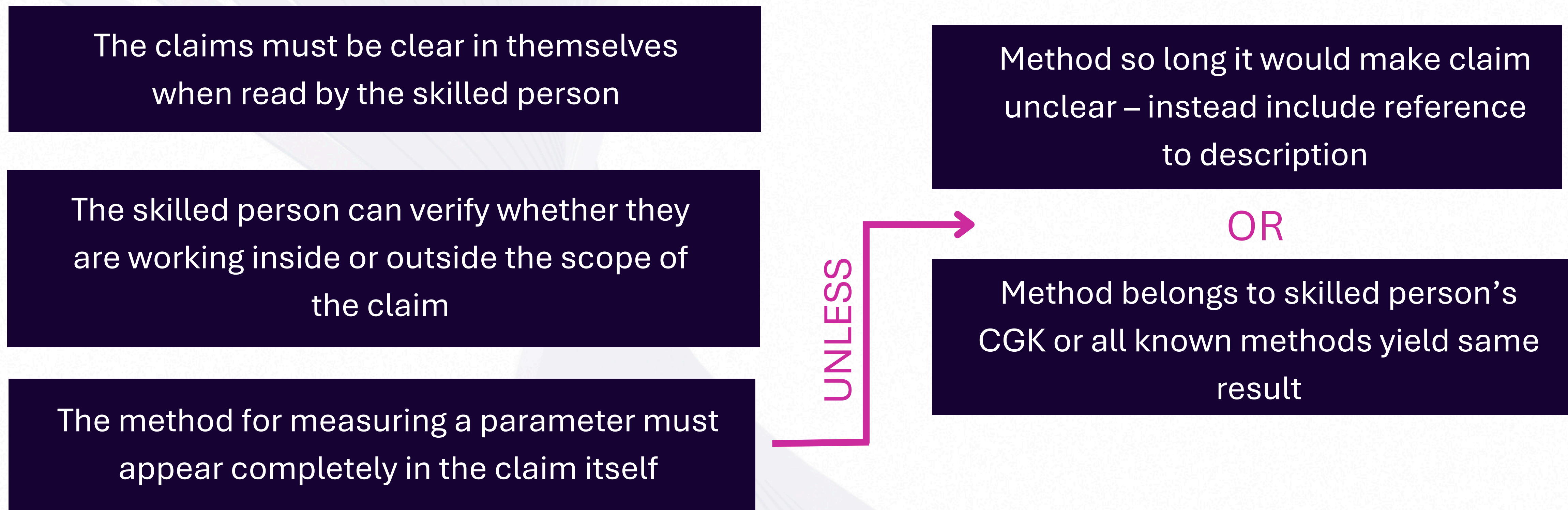


Unclear claim parameters

What you need to know: EPO requirements



Unusual parameters	TYPE I	TYPE II
	Unusual parameter measures property for which another parameter is normally used	Completely new parameter
Objectionable if no straightforward conversion to usual parameter or if non-accessible apparatus required	Allowable if application enables skilled person to measure the parameter and make a meaningful comparison with the prior art	

Common problems

- Unclear parameters can lead to refusal of an application
- Clarity not a ground of opposition but can be used to challenge pending applications
- Deletion of unclear parameters can cause an extension of claim scope, resulting in applicants being caught in a clarity-added matter trap
- Common problem parameters: particle size, porosity, viscosity, aspect ratio, glass transition temperature, surface area and polymer Mw

Practicalities: drafting tips

