

**32. 01. 02****Article embodying the design to be stated in the decision to dismiss an amendment**

Concerning a written amendment in which the statements in the column “Article Embodying the Design” of the application are appropriately amended, when making a decision to dismiss the amendment based on the ground, as a reason for the change of the gist, that other matters in the written amendment are amended, the examiner should describe, as the article embodying the design to be indicated in the decision to dismiss the amendment, the article embodying the design before the amendment, rather than the article embodying the design that has appropriately been amended in the written amendment.

**(Explanation)**

If a decision to dismiss an amendment is made, the procedures for amendment themselves should be dismissed. In accordance with this, even if an amendment which is stated in the written amendment does not change the gist, once a decision is made to dismiss the amendment based on the ground, as a reason for the change of the gist, that other matters in the written amendment are amended, then the former amendment which does not change the gist is also dismissed entirely together with the latter amendment. In line with this, such cases should be treated as described above.