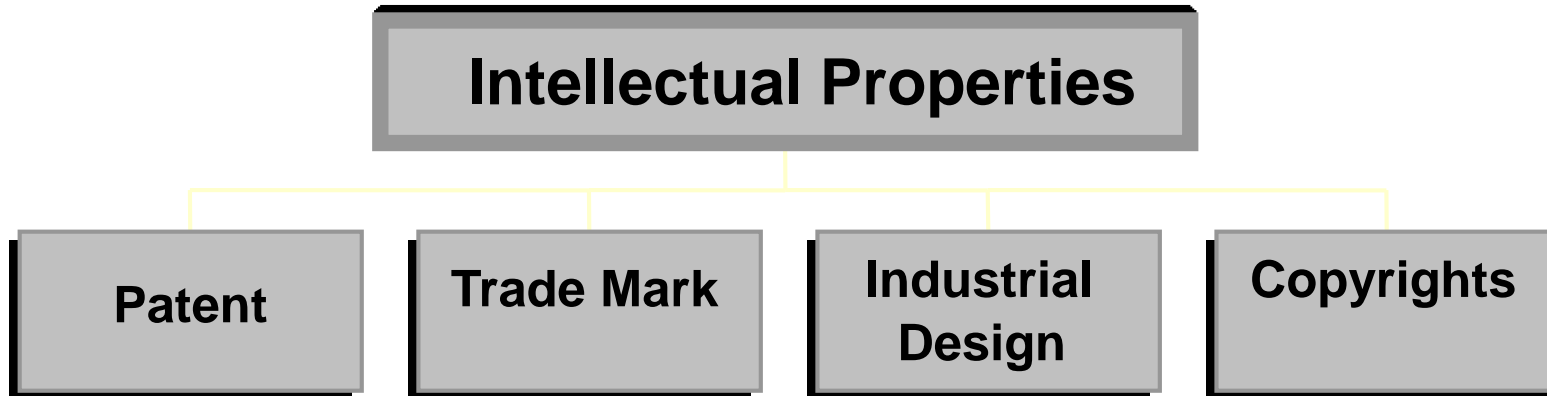




Fundamentals of Patent



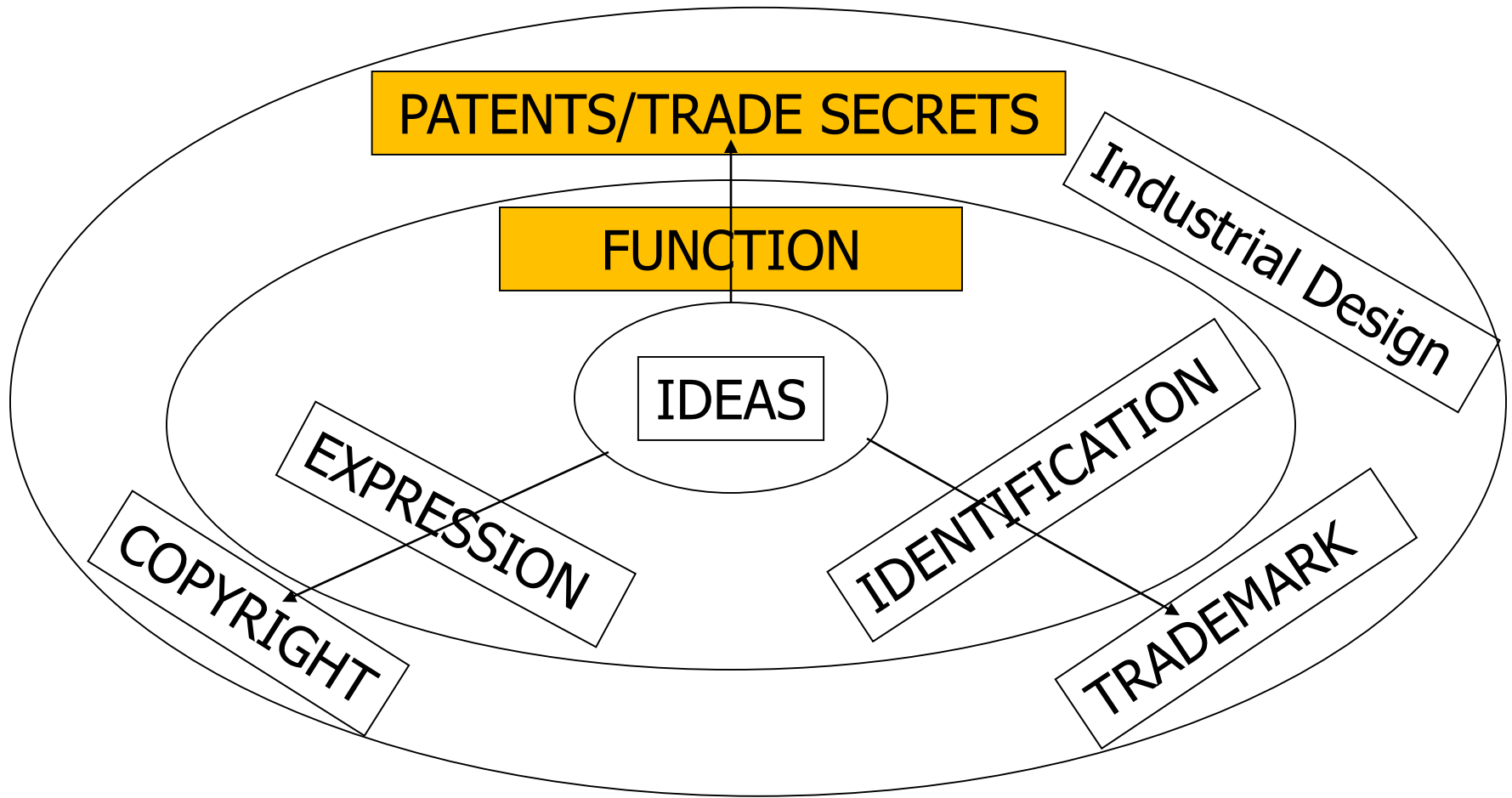
Categories of IP Rights



- **Intangible assets**
- **Monopolistic right (to make, sell or otherwise deals with)**
- **Limited by Jurisdiction**
- **Limited by Time**



Protect Your Unique Selling Propositions

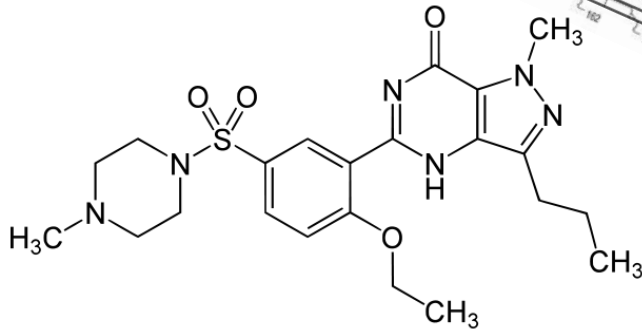
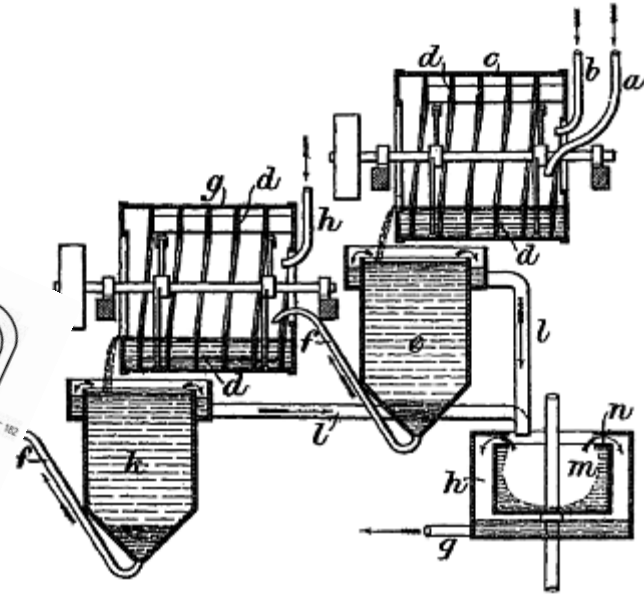
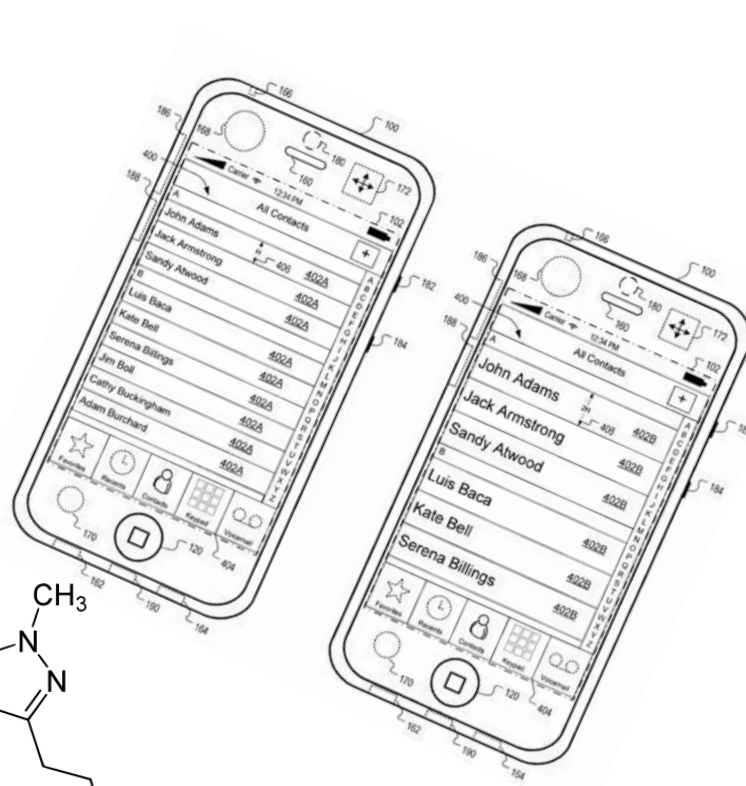


FORMS OF IP

PATENT

Product

Process



PAT

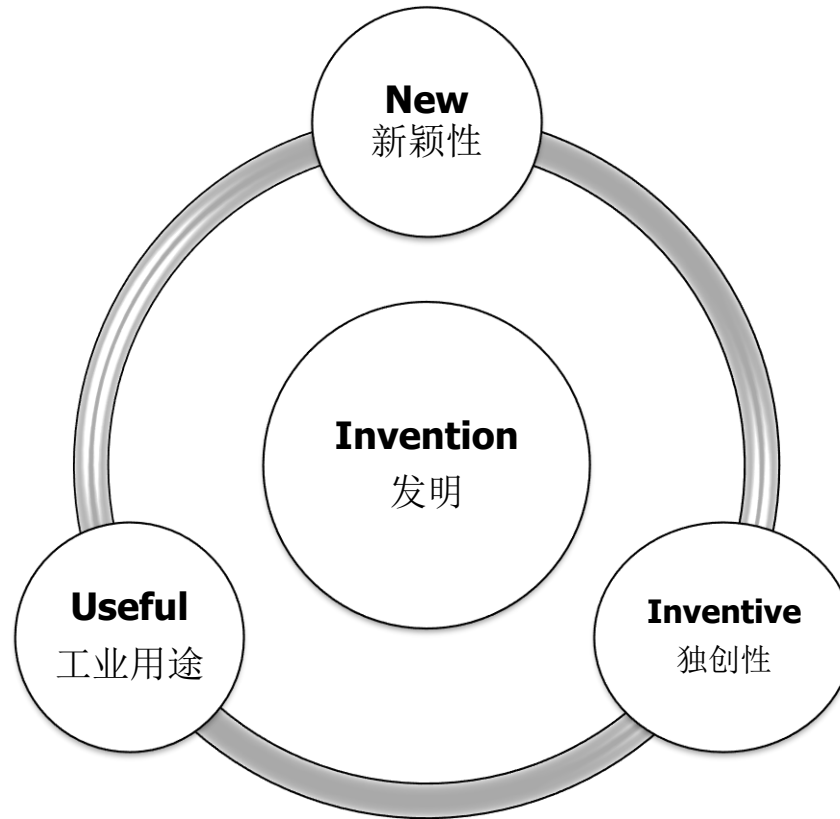


Patents: Categories of Inventions

- Article of manufacture
- Machine
- Process
- Composition of matters



What is Patentable ?



Invention

(a) The invention must be such that it permits in practice the solution to a specific problem in the field of technology.

(b) An invention may be or may relate to a product or process.

(c) The invention must be of a "technical character" to the extent that it must relate to a technical field, and must have technical features in terms of which the matter for which protection is sought can be defined in the claim or claims.

(d) If the contribution is abstract or intellectual and not of a technical character, there is no invention within the meaning of Section



Novelty

(a) An invention is new if it is not anticipated by prior art.

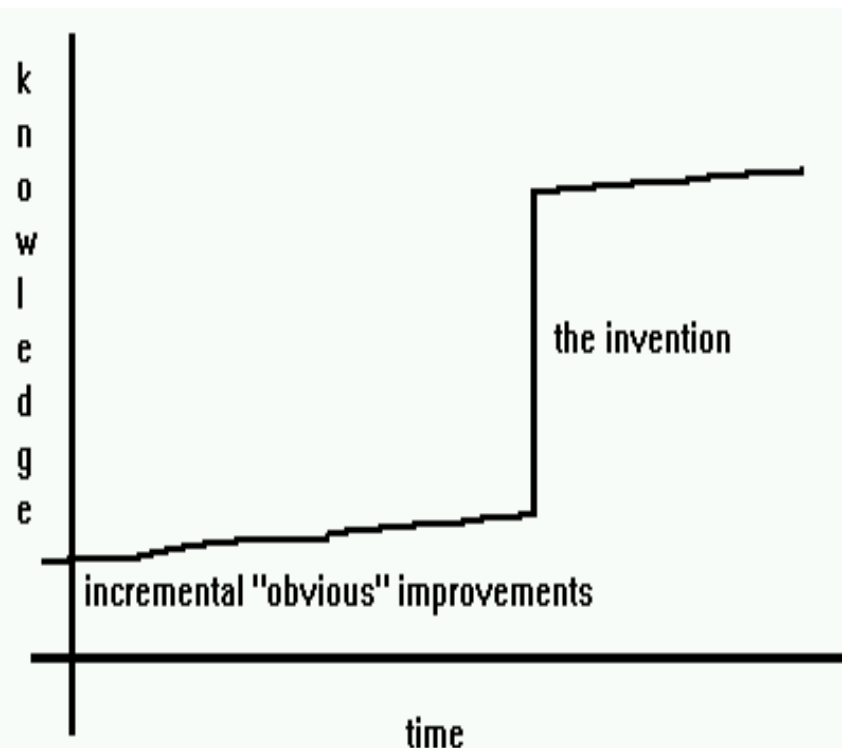
(b) Prior art is anything disclosed to the public anywhere in the world, by written publication, by oral disclosure, by use, or in any way prior to the priority date.

(c) One year grace period



Inventive/Obvious

- Obvious/ Non Inventive if a person of ordinary skill in the area with no inventive abilities would have been led to the solution directly and without difficulty
- Inventive proven if smart person says: "I wouldn't have thought of that"

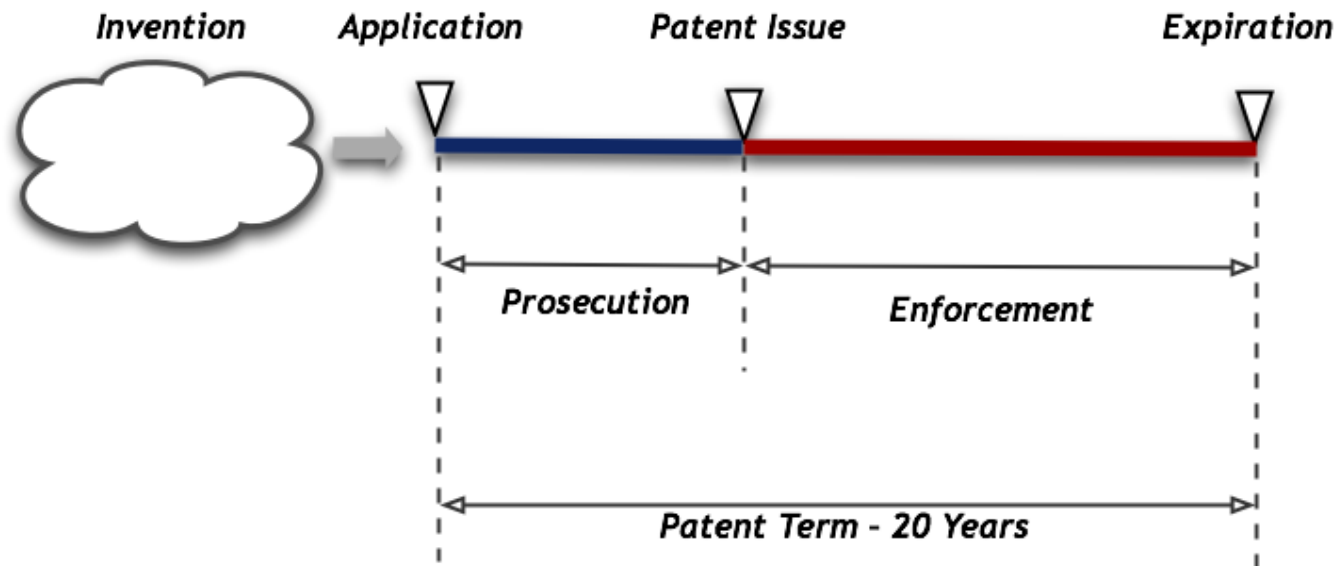


Industrial Applicability

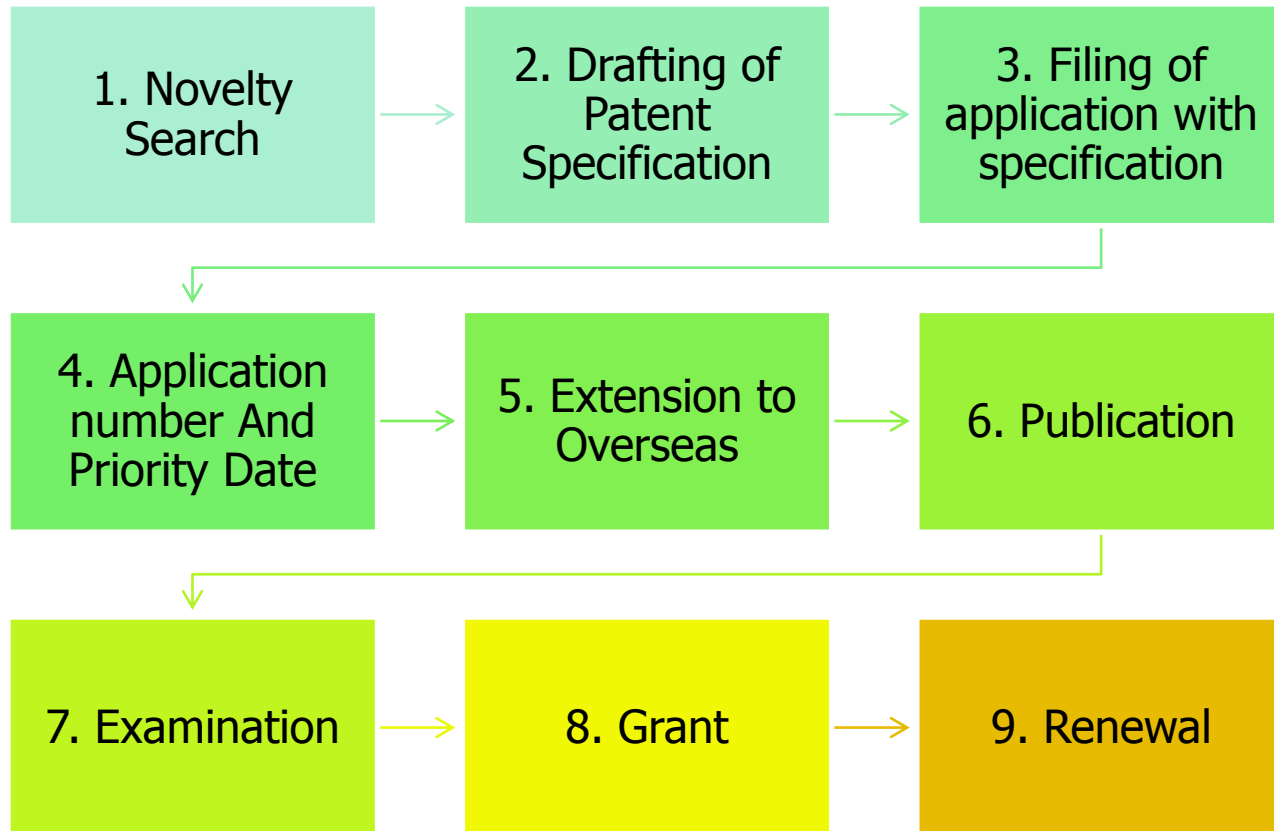
- An invention shall be considered industrially applicable if it can be made or used in any kind of industry.
- Articles or processes alleged to operate in a manner clearly contrary to well-established physical laws, e.g. a perpetual motion machine.



Patent Prosecution Basics: The Life of a Patent



Patent Procedure



What does a patent do?

- Right to exclude others from
 - Making
 - Using
 - Selling
 - Importing
- The invention (as defined by the claims)
- For 20 years (from the filing date)
- In countries of registration
- Can sue a competitor for infringement
- Can assign or license in exchange for payment





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