



VISWANADHA INSTITUTE OF PHARMACEUTICAL SCIENCES

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Seminar: Patent Filing and Commercialization of Patents

Date: 16-04-2019

Venue: Viswanadha Institute of Pharmaceutical Sciences, Visakhapatnam.

Speaker: Prof. J. Vijaya Ratna, AU College of Pharmaceutical Sciences, Andhra University, Visakhapatnam

What is patent?

- Patent is an exclusive right that gives an inventor the right to stop other people making or using their invention.
- It is a monopoly right granted to the inventor.
- Patent protection means that the invention cannot be commercially made, used or sold without the patent owner's concern. The patent specification is a techno-legal document.

Is my idea or project patentable?

First step towards patenting your invention is checking for patentability..Gathering the details about your

- Background study,
- Materials used
- Method or process involved, working of the invention, examples,
- Experimental procedure and data, comparative study, advantages of the invention,
- **Novelty or new:** the subject matter of the

invention should not be published or known to or available to public in India or elsewhere before the date of filing of the patent.

- **Inventiveness:** patent description should have an inventive step means i.e., an aspect of the invention that involves a Technical advance or economic significance or both with respect to existing knowledge, thus making invention non obvious to a person skilled in the art.
 - **Industrial applicability:** invention to be patented should have a utility that is it is capable of being made and used in an industry.
 - **Non-patentable subject matter:** Invention should not fall under the non- patentable subject matter such as: harmful to human, animal or plant life or to environment.
 - Eg. The genetically modified onco mouse to develop cancer for the purpose of medical research is not patentable because cancer can be transmitted to public.
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How to apply for patent in India?

Who can file patent application???

- True and first inventor,
- True and first inventor's assignee,
- Legal representative of deceased true and first inventor or his/her assignee.

How can I make money from my patent?

- There has to be a commercial demand for the invention that you are patenting.
- You should seek for the opportunity where companies could buy out your patent (if you wish to sell of course).



