

# 'US CONCERNS OVER INDIA'S IPR MISPLACED'

INDIA'S CONCERN over the criticism on its IPR policy, especially in the pharma sector, was raised as US President Barack Obama and Prime Minister Narendra Modi jointly addressed CEOs of both the nations on Monday.



**INDIAN PHARMACEUTICALS** Alliance (IPA) says that the concerns and criticism of the US regarding India's IPR policy is misplaced and uncalled for as India is fully compliant with WTO's IPR norms.

**BETWEEN 2007 and 2011, 283** cases were identified in US federal district courts where patent validity was determined. Of these, patents were held valid in only 39 cases while in 253

cases, it was held invalid. **BETWEEN 2002-2012, 20** cases relating to pharmaceuticals were invalidated by the Federal District Courts as compared to 34 for mechanical devices, 10 in respect of medical devices.

**AS AGAINST THIS,** the Intellectual Property Appellate Board and the high courts in India have revoked only 29 patents (10 of Indian companies and 19 of foreign companies) during the 10-year period.

## PATENTS GRANTED BY INDIA

(JANUARY 1, 2005 TO OCTOBER 10, 2014)

| FIELD OF INVENTION | PATENTS GRANTED |         | TOTAL  | FIELD OF INVENTION | PATENTS GRANTED |         | TOTAL  |
|--------------------|-----------------|---------|--------|--------------------|-----------------|---------|--------|
|                    | INDIAN          | FOREIGN |        |                    | INDIAN          | FOREIGN |        |
| Chemical           | 3,354           | 9,506   | 12,860 | General            | 833             | 2,749   | 3,582  |
| Communication      | 243             | 2,896   | 3,139  | Engineering        | 2,168           | 10,398  | 12,566 |
| Technology         | 150             | 1,709   | 1,859  | Mechanical         | 1,039           | 3,575   | 4,614  |
| Computer Science   | 557             | 3,688   | 4,245  | Engineering        | 168             | 1,434   | 1,602  |
| Electrical         | 384             | 4,937   | 5,321  | Polymer Technology | 135             | 815     | 950    |
| Electronics        | 312             | 208     | 520    | Textiles           | 11,981          | 5,132   | 17,113 |
| Food               |                 |         |        | <b>TOTAL</b>       |                 |         |        |

SOURCE: IPR

*Patent*  
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