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Application Details

2020104074

: Formulation of Multiple - Unit Tablet of Pantoprazole

BIBLIOGRAPHIC DATA

Application details

Australian application number	2020104074	Patent application type	Innovation		
Application status	GRANTED	Paid to date	2022-12-14	First IPC Mark	A61K 31/4439 (2006.01)
Currently under opposition	No	Proceeding type(s)			
Invention title	Formulation of Multiple - Unit Tablet of Pantoprazole				
Inventor(s)	Saini, Dr Vipin ; Porwal, Dr. Omji ; Saini, Adesh K ; Saini, Reena V ; Kala, Duran ; Anwer, Esra Tariq ; Maiti, Niladri				
Agent name	NATION, IP	Address for legal service	WA 6112 Australia	show full address	
Filing date	2020-12-14	Australian OPI date	2021-02-25	OPI published in journal	
Effective date of patent	2020-12-14	Expiry date	2028-12-14		
Additional/Divisional application number		Additional/Division	nal relationship		

Applicant details

Applicant	Porwal, Dr. Omji PROF	Applicant address	Erbil KRG 44001 Iraq
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Applicant	Anwer, Esra Tariq DR	Applicant address	Erbil KRG 44001 Iraq
Applicant	Kala, Duran DR	Applicant address	Erbil KRG 44001 Iraq
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Applicant	Saini, Adesh K DR	Applicant address	Haryana 133207 India
Old name(s)			

IPC details

Int CI.		Version	First Mark
A61K	31/4439	(2006.01)	Υ
A61K	9/20	(2021.01)	N
A61K	9/28	(2006.01)	N

Int CI.	Version	First Mark
A61K	47/02 (2006.01)	N
A61K	47/26 (2006.01)	N
A61K	47/32 (2006.01)	N
A61P	1/04 (2006.01)	N

Priority details

Earliest priority date 2020-12-14

Type Number Filing date Priority date

Associated provisional(s)

Provisional number Title Filing date

SPECIFICATION/E-REGISTER

History of Published Specifications:

Download Specification(AU-A4)

Explanation of Specification Codes

View an Extract of the Register for this patent.

EDOSSIER

Document Date	Document Title	Document Type	Document Status File S	ize (KB)
2021-02-10	Innovation Patent Certificate 10-02-2021	CORRO OUT	FILED	1823
2021-02-10	Innovation Patent Notice of Grant 10-02-2021	CORRO OUT	FILED	269
2021-02-04	Abstract Acc-OPI 2020104074	ABSTRACT	ACCEPTED	30
2021-02-04	Claim Acc-OPI 2020104074	CLAIM	ACCEPTED	492
2021-02-04	Description Acc-OPI 2020104074	DESCRIPTION	ACCEPTED	3948
2021-01-05	Innovation Patent Application Filing Receipt 05-01-2021	CORRO OUT	FILED	342
2020-12-14	Abstract 14-12-2020 SPBI-0002432246	ABSTRACT	FILED	30
2020-12-14	Claim 14-12-2020 SPBI-0002432246	CLAIM	FILED	492
2020-12-14	Cover Sheet App Inov 14-12-2020 SPBI-0002432246	OTHER	FILED	6
2020-12-14	Description 14-12-2020 SPBI-0002432246	DESCRIPTION	FILED	3948
2020-12-14	Note Entlmnt 14-12-2020 SPBI-0002432246	NOTE ENTLMNT	FILED	5
2020-12-14	Patent Request 14-12-2020 SPBI-0002432246	PATENT REQUEST	FILED	5
2020-12-14	SPEI-0004623636 - Main Document	CORRO IN	FILED	59

LIFECYCLE DETAILS

Early termination details

Status	Date applied	Published date
Reason		

Exam details

Prior art documents

Exam request filing date

First report date

Examination section

Examination request date

Examination request date

Acceptance details

Acceptance date 2021-02-08



CERTIFICATE OF GRANT INNOVATION PATENT

Patent number: 2020104074

The Commissioner of Patents has granted the above patent on 10 February 2021, and certifies that the below particulars have been registered in the Register of Patents.

Name and address of patentee(s):

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Title of invention:

Formulation of Multiple - Unit Tablet of Pantoprazole

Name of inventor(s):

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Term of Patent:

Eight years from 14 December 2020

NOTE: This Innovation Patent cannot be enforced unless and until it has been examined by the Commissioner of Patents and a Certificate of Examination has been issued. See sections 120(1A) and 129A of the Patents Act 1990, set out on the reverse of this document.



Dated this 10th day of February 2021

Commissioner of Patents

PATENTS ACT 1990

The Australian Patents Register is the official record and should be referred to for the full details pertaining to this IP Right.

Extracts from the Patents Act, 1990

Sect 120(1A)

Infringement proceedings in respect of an innovation patent cannot be started unless the patent has been certified.

Sec 128 Application for relief from unjustified threats

- (1) Where a person, by means of circulars, advertisements or otherwise, threatens a person with infringement proceedings or other similar proceedings a person aggrieved may apply to a prescribed court, or to another court having jurisdiction to hear and determine the application, for:
 - (a) a declaration that the threats are unjustifiable; and
 - (b) an injunction against the continuance of the threats; and
 - (c) the recovery of any damages sustained by the applicant as a result of the threats.
- (2) Subsection (1) applies whether or not the person who made the threats is entitled to, or interested in, the patent or a patent application.

Sec 129A

Threats related to an innovation patent application or innovation patent and courts power to grant relief.

Certain threats of infringement proceedings are always unjustifiable.

- (1) If:
 - (a) a person:
 - (i) has applied for an innovation patent, but the application has not been determined; or
 - (ii) has an innovation patent that has not been certified; and
 - (b) the person, by means of circulars, advertisements or otherwise, threatens a person with infringement proceedings or other similar proceedings in respect of the patent applied for, or the patent, as the case may be; then, for the purposes of an application for relief under section 128 by the person threatened, the threats are unjustifiable.

Courts power to grant relief in respect of threats made by the applicant for an innovation patent or the patentee of an uncertified innovation patent

(2) If an application under section 128 for relief relates to threats made in respect of an innovation patent that has not been certified or an application for an innovation patent, the court may grant the application the relief applied for.

Courts power to grant relief in respect of threats made by the patentee of certified innovation patent

(3) If an application under section 128 for relief relates to threats made in respect of a certified innovation patent, the court may grant the applicant the relief applied for unless the respondent satisfies the court that the acts about which the threats were made infringed, or would infringe, a claim that is not shown by the applicant to be invalid.

Schedule 1 Dictionary

certified, in respect of an innovation patent other than in section 19, means a certificate of examination issued by the Commissioner under paragraph101E(e) in respect of the patent