



CAN I PATENT MY INVENTION?

Basic Criteria

To be able to validly protect your invention using a patent, your invention must meet three basic criteria:

1. The invention must be new.
2. The invention must be inventive (i.e. not be obvious).
3. The invention must be patentable subject matter (e.g. the invention must address a technical problem with a technical solution).

Ideally, the invention should not have been disclosed to the public prior to filing a patent application. If it has, it may still be possible to protect your invention with a patent in certain jurisdictions (e.g. Australia, United States) if a complete patent application is filed within certain timeframes of the first disclosure.

The patent process can be a complex process, but can be easily navigated with the assistance of a patent attorney.

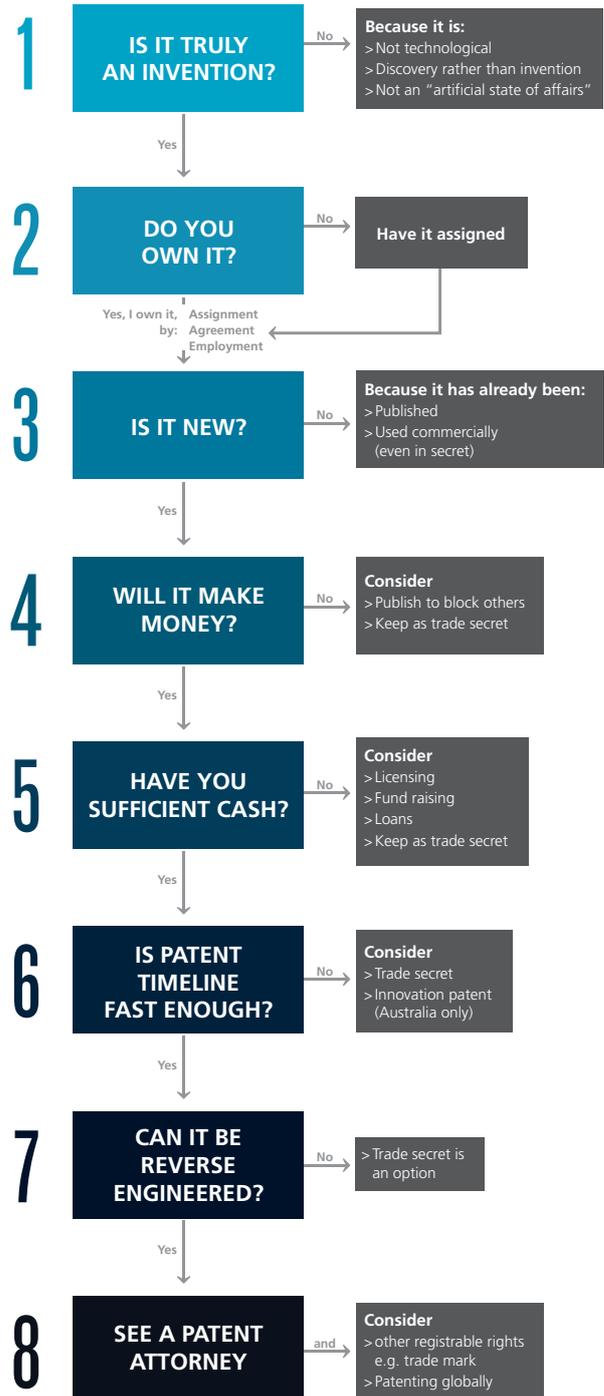


Spruson & Ferguson is a leading provider of intellectual property (IP) services across the Asia-Pacific Region, with more than 480 staff working from our offices in Bangkok, Beijing, Brisbane, Hong Kong, Jakarta, Kuala Lumpur, Manila, Melbourne, Singapore and Sydney.

Spruson & Ferguson provides a comprehensive range of services for the protection, commercialisation, enforcement and management of all forms of intellectual property including patents, trade marks and designs.

Please contact us to discuss your IP needs:

P +61 2 9393 0100 | E mail.au@spruson.com



spruson.com

OFFICES IN: BANGKOK | BEIJING | BRISBANE | HONG KONG | JAKARTA | KUALA LUMPUR | MANILA | MELBOURNE | SINGAPORE | SYDNEY

© 2023 SPRUSON & FERGUSON. Spruson & Ferguson companies are members of the IPH Ltd group, and part of an 'ownership group' for the purposes of the Australian and New Zealand Code of Conduct for Trans-Tasman Patent and Trade Marks Attorneys 2018 (see www.spruson.com/about/ownership-group)

DISCLAIMER The information contained in this document is provided for general informational and educational purposes only and does not constitute legal or professional advice. Spruson & Ferguson does not guarantee the accuracy or currency of the information contained in this document, despite making all efforts to ensure it is up-to-date and free from error at the time of inclusion. The content of this document is not a complete statement of the law on any subject. Professional advice should be sought before any course of action is pursued. Moreover, transmission of the information in this document is not intended to create, and the receipt does not constitute, an attorney-client relationship between Spruson & Ferguson and the recipient.