



FÉDÉRATION INTERNATIONALE DES CONSEILS
EN PROPRIÉTÉ INTELLECTUELLE

INTERNATIONAL FEDERATION OF
INTELLECTUAL PROPERTY ATTORNEYS

INTERNATIONALE FÖDERATION
VON PATENTANWÄLTEN

FICPI Congress Resolution, Toronto, Canada, 5-8 June 2018 “Patent eligibility”

FICPI, the International Federation of Intellectual Property Attorneys, broadly representative of the free profession throughout the world, assembled at its World Congress held in Toronto, Canada, 5-8 June 2018, passed the following Resolution:

Emphasizing that according to Art. 27 of the TRIPS agreement, *patents shall be available ... in all fields of technology... without discrimination*,

Recognizing that in some countries and regions certain types of invention are legitimately excluded from patentability by statute,

Observing that in certain countries inventions in some fields of technology that previously were considered patent eligible have been judicially determined to be patent ineligible,

Firmly believing that all inventions that are not excluded by statute should be eligible for patents,

Noting that such judicial determinations have led to widespread uncertainty as to what is patent eligible,

Further noting that such widespread uncertainty is to the economic detriment of industry in these fields of technology and of the public,

Urges legislators in those countries to clarify the law on patent eligibility and thereby remove the uncertainty and enable protection in all fields of technology.

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