

Resolution of the Executive Committee, Turin, Italy 31 March to 4 April 2019

"Substantive aspects of unity of invention"

FICPI, the International Federation of Intellectual Property Attorneys, broadly representative of the free profession throughout the world, assembled at its Executive Committee held in Turin, Italy, 31 March to 4 April 2019, passed the following Resolution:

Observing that the large majority of jurisdictions use the PCT standard for unity of invention for all routes of application, whether directly filed or via the PCT, that is that a patent should only be granted in respect of one invention, or to one group of inventions so linked as to form a single general inventive concept (including the idea of "special technical features"),

Noting that jurisdictions employing different standards for unity of invention, especially between different filing routes, may cause confusion amongst applicants, and make it difficult to draft patent applications that meet the unity of invention requirements in all jurisdictions for which patent protection is sought,

Further noting that even where jurisdictions have adopted the PCT standard, it is sometimes employed in an inconsistent manner,

Urges IP Offices that are currently not using the PCT standard of unity of invention for all types of application at least to offer such a standard for all types of application, if not adopt such a standard for all types of application, and

Further urges IP Offices to converge their application of the PCT unity standard and to work together to improve consistency in the manner in which the PCT unity standard is applied.