

Intellectual Property advocacy in the fields of:

OCTOBER 2024

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## AN AD-HOC COMMITTEE TO ADDRESS COMPLAINTS AGAINST PATENT AND TRADEMARK AGENTS

On September 13, 2024, the Office of the Controller General of Patents, Designs, and Trademarks (CGPDTM) issued a public notice regarding the formation of an ad-hoc committee responsible for handling complaints against Patent and Trademark Agents. Further details of the notice are outlined below.

### **Public Notice**

**Subject:** Compliance with Para. 68 of WP(C)-IPD 9/2023 Order dated 4th July 2024 -Constitution of an ad-hoc committee to deal with the complaints, if any, filed against Patent or Trademark Agents until a 'Code of Conduct' to regulate the conduct of Patents and Trademarks Agents is notified.

In compliance with the order issued in WP(C)-IPD 9/2023 dated 4th July 2024 by the Hon'ble High Court of Delhi, the Office of the Controller General of Patents, Designs, and Trademarks (CGPDTM) is required to constitute an ad-hoc committee to deal with the complaints, if any, filed against the Patent or Trademark Agents.

The committee is constituted for this purpose, with the following members nominated by the Department for Promotion of Industry and Internal Trade (DPIIT):

1. Prof. (Dr.) Unnat P. Pandit, CGPDTM
2. Shri N. K. Mohanty, Senior Joint Controller of Patents and Designs, O/o CGPDTM
3. Shri P. K. Pandey, Deputy Registrar of TM, GI and Copyright, O/o CGPDTM
4. Shri Subhatosh Majumdar, IP Practitioner
5. Ms. Rajeshwari Hariharan, IP Practitioner

This notice is issued to inform the public and relevant stakeholders about the formation of this committee. Any complaints against Patent Agents or Trademark Agents may be forwarded to the office of CGPDTM at email id [llc-ipo@gov.in](mailto:llc-ipo@gov.in).

This is issued in accordance with the approval of the competent authority in DPIIT, Ministry of Commerce and Industry.

-Sd-  
Hemant Borale  
Director (Administration)

## **KNOWLEDGE BASED INDUSTRIES AND SOCIETY - EMERGING SWIFTLY IN KERALA**

We, GNANLex Associates LLP, had the privilege of attending and participating in Bio-Connect-2, the second edition of the annual Bio Connect Life Sciences Conference, on September 27th and 28th at Hyatt Regency, Thiruvananthapuram.

The stupendous strides that Kerala has made in the last two years have taken it from last position (38th) to first position (Best Performer) in Ease of Doing a business reform, with the highest number of areas (9) in which Kerala has stood first. This is creditable indeed.

Speaking and virtually inaugurating the event, The Chief Minister of Kerala, Shri Pinarayi Vijayan declared his intent to make Kerala a front-runner in Knowledge-based development integrated healthcare, industry and research as well as skill development.

The Bio-360 Life Sciences Park at Thiruvananthapuram is becoming the location for the CSIR-NIIST Centre for Innovation, Technology, and Entrepreneurship and the hub for the Centre of Excellence in Neutraceuticals, Microbiomes, and Genome research.

The Life Sciences Park in Thiruvananthapuram plays a crucial role in this vision, and there are plans to create similar centres throughout the state to advance this initiative.

The event, hosted by the Kerala Life Sciences Industries Park (KLIP), served as a significant platform that brought together a diverse array of prominent

researchers, industry leaders, and innovators from various sectors within the life sciences field.

The state government is actively engaged in a series of strategic initiatives aimed at positioning Kerala as a leading hub for research, innovation, and entrepreneurship in the life sciences sector. These initiatives include the establishment of state-of-the-art research facilities, the provision of funding and resources for startups, and the promotion of partnerships between academic institutions and industry players. By creating a conducive environment for innovation, the government aims to attract both national and international investments, thereby enhancing the region's reputation as a centre of excellence in life sciences.

The state's ability to effectively navigate health crises, such as the Nipah virus outbreak and the COVID-19 pandemic, has significantly enhanced its reputation and standing in the realms of healthcare and biotechnology. By implementing swift and decisive measures during these challenging times, the state demonstrated its capacity for crisis management and public health response. This proactive approach not only helped to mitigate the impact of these outbreaks on the population but also showcased the state's commitment to safeguarding public health.

Health Minister Veena George highlighted that Kerala's effective crisis management during Nipah and COVID-19 has set a national standard for public health. She noted that under the 'One Health' initiative, which integrates human, animal, and environmental health, Kerala aims to become a global hub for life sciences.

## **CENTRE OF EXCELLENCE IN NUTRACEUTICALS** **AT THIRUVANANTHAPURAM.**

Despite Kerala's abundant natural resources—such as extensive water bodies, broad coastal regions, verdant forests, and the Western Ghats—the state currently lacks institutions focused on the optimal utilization of these assets.

The state government believes that the creation of a Center of Excellence (CoE) in Nutraceuticals will address this deficiency by researching and commercializing these valuable resources. The center aims to ensure the safety of existing nutraceuticals, identify new ones, and innovate product development.

Officials emphasized that Kerala's advantageous climate, abundant raw materials, and skilled labor force are critical elements that could position the state as a leader in the nutraceutical sector.

With an increasing emphasis on preventive healthcare and the rising demand for immune-boosting supplements, the nutraceutical market in India is witnessing a significant transformation in consumer behavior. Supermarkets and hypermarkets are anticipated to spearhead the distribution of these products.

The 2022-23 state Budget established a Centre of Excellence (CoE) in Nutraceuticals, merging nutrition and pharmaceutical sciences with Indigenous knowledge. K-DISC will oversee a program to integrate research centers, startups,

and institutions, while an expert committee will create a blueprint for the initiative. A budget of ₹25 lakh was allocated for a detailed project report.

Dr. Ruby John Anto has been appointed as the Director of Centre of Excellence (CoE) in



Nutraceuticals. In this role, Dr. Anto will be responsible for overseeing the strategic direction and operational management of the CoE, which aims to advance research, development, and innovation in nutraceuticals—products derived from food sources that offer health benefits beyond basic nutrition.

## **GNANLEX IN BIO-CONNECT 2.0- KERALA**

Dr. Gopakumar G. Nair and Dr. Srividya Ravi from GNANLex Associates LLP, in collaboration with IQZYME MEDTECH PVT. LTD, proudly took part in Bio-Connect 2.0, which took place at the Hyatt Regency in Thiruvananthapuram, Kerala, on September 27th and 28th, 2024. This event provided an excellent opportunity to explore the newest advancements in Biotechnology, Pharmaceutical Research, Manufacturing, Medical Devices, Nutraceuticals, and more.

The two-day event was a robust platform to discuss topics such as the latest trends and innovations in the life sciences industry and

emerging startup opportunities in the sector. The conclave also provided networking opportunities for participants to meet and interact with industry leaders, investors, and policymakers.



## LinkedIn Live session on the increasing importance of the nutraceutical industry



Join a LinkedIn Live session on 3rd October 3, 2024 at 6:30 p.m dedicated to exploring the growing significance of the nutraceutical industry and the critical need for robust regulation.

During this session, industry leaders and experts will address pressing issues and propose solutions aimed at enhancing the sector in India, positioning it for global competitiveness. Key topics of discussion will include:

- Existing regulatory gaps and challenges within the nutraceutical industry

- Essential priorities for the new regulatory authority
- Insights from international regulatory frameworks and global best practices

This is a valuable opportunity to engage in discussions that will help shape the future of nutraceutical regulation in India.

Click the LinkedIn Live Link to attend the session:  
<https://www.linkedin.com/events/7245316017764126720/about/>

Please express your interest in attending the session by clicking on the Attend tab on the LinkedIn live event page.

## GNANLEX IN GLOBAL BIOSUMMIT 2024 - NEW DELHI

Dr. Srividya Ravi along with Shweta Patankar-Vichare and Manish Chemburkar from GnanLex Associates LLP, in collaboration with IQZYME MEDTECH PVT. LTD, proudly took part in Global Biosummit 2024, which took place at the Pragati Maidan, New Delhi, on 12-14 September 2024. This event provided an excellent opportunity to explore the newest advancements in various startups, incubators, areas of bio-manufacturing, capacity-building, clinical trials, drug discovery, regulation & policies creating global supply chains for achieving a growth-oriented road-map for the biotechnology sector in the country.

The three-day event was a robust platform to discuss topics such as the latest trends and innovations in the biotechnological industry and emerging startup opportunities in the sector.

The event also showcased key biotechnological innovations, products, services, technologies from national and international companies, start-ups and research institutes, as well as foster collaboration and funding opportunities for research and development.



### **RULING BY HAMBURG COURT ON AI AS NON- INFRINGING**

The report by (Sanjay Kumar Patel) news on the Hamburg Courts ruling that use of copyrighted images being used by LAION (Large-scale AI Open Network) is non-infringing is not only surprising but also deeply disturbing. It is hoped that this is a "one-off" exceptional ruling which will not be used globally and in India as a precedent.

### **The Legal Context:**

Kneschke's lawsuit, filed in April 2023, argued that LAION's usage of his photographs for AI training constituted copyright infringement. However, the Hamburg court dismissed the suit, siding with LAION. The ruling hinged on Section 60(d) of German copyright law, which allows for text and data mining (TDM) for scientific research purposes without requiring the copyright holder's permission. This section was introduced following the EU Copyright Directive and permits data usage under specific conditions, providing an exception to conventional copyright rules.

### **Surprise in the Judgment:**

Observers found the ruling unexpected, especially because the application of Section 60(d) had not been thoroughly discussed during earlier hearings. LAION's defense under this section was based on its claim that their activities—building datasets for training AI—fall within the scope of scientific research. Despite Kneschke's objections, the court concluded that LAION's actions were legally sound under the exceptions provided for research-based data mining.

The Full report is available on LinkedIn reported by Sanjay Kumar Patel news and can be accessed by clicking on the following link:

<https://www.linkedin.com/pulse/breaking-ground-hamburg-courts-surprising-ruling-ai-copyright-patel-upoof/?trackingId=%2BFypxruZTOSXPuzeoTllg%3D%3D>

**TOP 5 FREE ONLINE COURSES ON  
"INTELLECTUAL PROPERTY" FOR BEGINNERS**

**WIPO Academy (World Intellectual Property Organization)**

Course Highlight: DL-001 General Course on Intellectual Property

Description: WIPO Academy offers a range of free online courses covering various aspects of intellectual property, including patents, trademarks, copyrights, and industrial designs.

Explore Courses: WIPO Academy.

[https://welc.wipo.int/acc/index.jsf?page=courseCatalog.xhtml&lang=en&cc=DL101Ev2#plu\\_s\\_DL101Ev2](https://welc.wipo.int/acc/index.jsf?page=courseCatalog.xhtml&lang=en&cc=DL101Ev2#plu_s_DL101Ev2)

**Coursera**

Course Highlight: Intellectual Property Law by the University of Pennsylvania

Description: Coursera partners with top universities and organizations to provide free courses on intellectual property law and management.

Explore Courses: Coursera

<https://www.coursera.org/specializations/introduction-intellectual-property>

**edX**

Course Highlight: Intellectual Property Rights: A Management Perspective by Indian Institute of

Management, Bangalore (IIMB)

Description: edX offers free courses on intellectual property from various prestigious institutions, focusing on the basics of IP law and the strategic management of IP.

Explore Courses: edX

<https://iimbx.iimb.ac.in/catalog/intellectual-property-rights-a-management-perspective/>

**FutureLearn**

Course Highlight: Intellectual Property in the Food Sector by the European IP Helpdesk

Description: FutureLearn provides free online courses on intellectual property, developed in collaboration with leading universities and cultural institutions.

Explore Courses: FutureLearn

[https://intellectual-property-helpdesk.ec.europa.eu/regional-helpdesks/european-ip-helpdesk/europe-e-learning\\_en](https://intellectual-property-helpdesk.ec.europa.eu/regional-helpdesks/european-ip-helpdesk/europe-e-learning_en)

**Harvard Online Learning**

Course Highlight: CopyrightX by Harvard Law School

Description: Harvard University offers free online courses through its online learning platform, covering various aspects of intellectual property law and its applications.

Explore Courses: Harvard Online Learning.

<https://hls.harvard.edu/courses/copyright-8/>