

Leaflet Patents in Australia

Duration

The patent has duration of 20 years from the date of filing, provided that annual renewal fees are paid. Annual renewal fees are due for the 5th and each subsequent year from filing.

Compulsory use

A patent should be worked within three years from the date of grant. Working includes importation. If a patent is not worked within the required period, any person can apply to the Federal Court for the grant of a compulsory license.

Marking

Marking is not compulsory; however, marked products may have implications for awarding compensation in case of past infringement. Recommended Marking: "Australian Patent No" followed by the patent number.

License

Licenses are to be registered. We suggest that you contact us in case you intend to grant a license under your patent in Australia.