Questionnaire February 2010

Special Committees Q 94 – WTO/TRIPS
and
Q166 – Intellectual Property and Genetic Resources,
Traditional Knowledge and Folklore

on the
Requirement of indicating the source and/or country of origin of genetic resources
and traditional knowledge in patent applications

Answers

Q 1 There is no legal requirement in Austria to indicate any information regarding biological/genetic resources or traditional knowledge in patent applications.

Qs 2 – 4

Q 5 There are no projects to insert such requirements into Patent Law. Austria would only insert such provisions if forced by EU Law or an mandatory amendment to TRIPS.

24 February 2010