

APPENDIX 1

Summary overview of the key differences between standard Patents and proposed innovation patents

| | Existing Standard patents | Proposed Innovation patents |
|-----------------------------------|---|---|
| Term | Up to 20 years, if annual fees paid. | Up to ten years, if annual fees paid. |
| Subject matter | Patents may be registered in respect of any inventions , whether products or processes , in all fields of technology . | <p>Innovation Patents may be registered in respect of any inventions, including products or processes, in all fields of technology and commerce.</p> <p>The following are not registerable as an innovation patent:</p> <ul style="list-style-type: none"> (a) methods for treatment of the human or animal body by surgery or therapy and diagnostic methods. (b) a discovery, scientific theory or mathematical method; (c) a literary, dramatic, musical or artistic work or any other aesthetic creation whatsoever; (d) a scheme, rule or method for performing a mental act, playing a game or doing business; and (e) the presentation of information. |
| Number of patent claims | Any number of claims. | Up to five claims. |
| Patentability requirements | Must be new, involve an inventive step and capable of industrial application. | Must be new, involve an innovative step and capable of industrial or commercial application. |
| Examination | Mandatory substantive examination prior to grant, by office of first filing. | Extent of examination to be confirmed. |