



THE STATUTES OF THE REPUBLIC OF SINGAPORE

PATENTS ACT 1994

2020 REVISED EDITION

This revised edition incorporates all amendments up to and including 1 December 2021 and comes into operation on 31 December 2021.

Prepared and Published by

THE LAW REVISION COMMISSION
UNDER THE AUTHORITY OF
THE REVISED EDITION OF THE LAWS ACT 1983

Informal Consolidation – version in force from 14/1/2022

Patents Act 1994

ARRANGEMENT OF SECTIONS

PART 1

PRELIMINARY

Section

1. Short title
2. Interpretation
3. Application to Government

PART 2

ADMINISTRATION

4. Registrar of Patents and other officers
5. Delegation by Registrar
6. Registry of Patents
7. Seal of Registry
8. Powers of Registrar
9. Disobedience to summons an offence
10. Refusal to give evidence an offence
11. Officers not to traffic in inventions
12. Officers not to furnish information

PART 3

PATENTABILITY

13. Patentable inventions
14. Novelty
15. Inventive step
16. Industrial application
17. Priority date
18. Disclosure of matter, etc., between earlier and later applications

PART 4

RIGHT TO APPLY FOR AND OBTAIN PATENT

19. Right to apply for and obtain patent

Section

- 20. Determination before grant of questions about entitlement to patents, etc.
- 21. Determination after grant of questions referred before grant
- 22. Handling of application by joint applicants
- 23. Effect of transfer of application under section 20 or 22
- 24. Mention of inventor

PART 5

APPLICATIONS FOR PATENTS

- 25. Making of application
- 26. Date of filing application
- 27. Publication of application

PART 6

PROCEDURE FOR GRANT OF PATENT

- 28. Preliminary examination
- 29. Search and examination
- 29A. Eligibility for grant of patent, etc.
- 29B. Review of examination report, etc.
- 30. Grant of patent
- 31. General power to amend application before grant
- 32. Observations by third party on patentability
- 33. Information prejudicial to defence of Singapore or safety of public
- 34. Restrictions on applications abroad by Singapore residents

PART 7

PROVISIONS AS TO PATENTS AFTER GRANT

- 35. Publication and certificate of grant
- 36. Term of patent
- 36A. Extension of term of patent
- 37. Patent not to be impugned for lack of unity
- 38. General power to amend specification after grant
- 38A. Re-examination after grant
- 39. Restoration of lapsed patents
- 40. Surrender of patents

PART 8

PROPERTY IN PATENTS AND APPLICATIONS
FOR PATENTS AND REGISTRATION

Section

- 41. Nature of, and transactions in, patents and applications for patents
- 42. Register of patents
- 43. Effect of registration, etc., on rights in patents
- 44. Rectification of register
- 45. Evidence of register, documents, etc.
- 46. Co-ownership of patents and applications for patents
- 47. Determination of right to patent after grant
- 48. Effect of transfer of patent under section 47

PART 9

EMPLOYEES' INVENTIONS

- 49. Right to employees' inventions
- 50. Supplementary provisions

PART 10

CONTRACTS AS TO PATENTED PRODUCTS

- 50A. Application of this Part
- 51. Avoidance of certain restrictive conditions
- 52. Determination of parts of certain contracts

PART 11

LICENCES OF RIGHT AND COMPULSORY LICENCES

- 53. Licences of right
- 54. Cancellation of entry made under section 53
- 55. Compulsory licences

PART 12

USE OF PATENTED INVENTIONS FOR
SERVICES OF GOVERNMENT

- 56. Use of patented inventions by Government and authorised parties
- 57. Rights of third parties in respect of Government use

Section

- 58. References of disputes as to Government use
- 59. *[Repealed]*
- 60. Nature and scope of rights under section 56
- 61. Duty to inform patentee
- 62. Patentee entitled to remuneration
- 63. *[Repealed]*
- 64. *[Repealed]*
- 65. *[Repealed]*

PART 13

INFRINGEMENT OF PATENTS

- 66. Meaning of infringement
- 67. Proceedings for infringement of patent
- 68. Reversal of burden of proof
- 69. Restrictions on relief for infringement
- 70. Relief for infringement of partially valid patent
- 71. Right to continue use begun before priority date
- 72. Certificate of contested validity of patent
- 73. Proceedings for infringement by co-owner
- 74. Proceedings for infringement by exclusive licensee
- 75. Effect of non-registration on infringement proceedings
- 76. Infringement of rights conferred by publication of application
- 77. Remedy for groundless threats of infringement proceedings
- 78. Declaration as to non-infringement

PART 14

REVOCATION OF PATENTS AND
VALIDITY PROCEEDINGS

- 79. *[Repealed]*
- 80. Power to revoke patents on application
- 81. Registrar's power to revoke patents on own initiative
- 82. Proceedings in which validity of patent may be put in issue

PART 15

AMENDMENTS OF PATENTS AND APPLICATIONS

- 83. Amendment of patent in infringement or revocation proceedings, etc.