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Patents (Amendment) Act, 2002

Section 44 - Insertion of New Section 107a

After section 107 of the principal Act, the following section shall be inserted, namely:--

"107A. Certain acts not to be considered as infringement.--

For the purposes of this Act,--

(a) any act of making, constructing, using or selling a patented invention solely for uses reasonably related to the development and submission of information required under any law for the time being in force, in India, or in a country other than India, that regulates the manufacture, construction, use or sale of any product;

(b) importation of patented products by any person from a person who is duly authorised by the patentee to sell or distribute the product,

shall not be considered as a infringement of patent rights."
