

Evidence of entitlement to apply for a patent in Australia.

The Watermark team gives you expert advice and assistance on all intellectual property matters in Australia, New Zealand and the Pacific.

Evidence of Entitlement Required

A patent applicant in Australia must establish their entitlement or ownership of a patent in Australia. This may be done in two ways:

1. Filing of a Notice of Entitlement with summary details of any transfer of title from inventor(s) to the patent applicant; or
2. Providing a Declaration under Rule 4.17 of the PCT.

Details of Assignments and other Modes of Transfer of Ownership

Watermark will file the Notice of Entitlement if required. Please provide details of assignments or other modes of transfer of ownership rights from the inventor(s) to the applicant(s). A copy of any assignment is also requested for our file.

Evidence of Right to Claim Priority

In addition, the Notice of Entitlement should evidence the right of the applicant to claim priority. Details of assignments and other modes of transfer from the inventor(s) to the applicant(s) should enable us to attend to this requirement.

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Entitlement

