

# FOR EACH STEP ITS PROTECTION AND VALORISATION



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# RESEARCH & DEVELOPMENT

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- **Filing a patent application :**
  - An exclusivity of exploitation
  - A protection for innovative companies
  - A strategic asset of the company



# RESEARCH & DEVELOPMENT

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- **Conclusion of main agreements :**
  - Confidentiality agreements
  - Collaboration agreements
    - Subject matter of the collaboration?
    - Background IP rights?
    - Protection and exploitation of generated IP rights?



# EXPLOITATION

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- **Patent Infringement action:**
  - Specific means of evidence
  - Who can bring the action ?
    - The patentee
    - The licensee
  - Severe sanctions



# EXPLOITATION

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- **Conclusion of licence agreements**
  - Subject matter of the licence ?
  - Exclusivity or non-exclusivity?
  - Royalties?
  - Communication of related Know-How?



# FOR EACH STEP, ITS ASSISTANCE OF A COUNSEL

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- **The role of the counsel :**
  - Advice and assistance for the defence and valorisation of your patent.
- **The choice of the counsel :**
  - Competence
  - Strategic vision
  - Understanding of economical aspects



# KEY LEARNINGS

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The future of a biotechnology company depends on how the intellectual property is protected and on the partnerships signed for its valorisation.



# BIRD & BIRD

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