

Utility Model Patent - \$6000b Opportunity By 2020

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Dr. Manmohan Singh,
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Cc to **The Secretary, DIPP.**

Respected Sir,

Steve Jobs who created world's most Valuable Company in spite of Cancer was worth just **\$7b out of \$400b MCap of Apple**, acquired thousands of Patents, India many Indian billionaires are richer but had not developed a single technology. **Every MSME, PSUs and large industry must invest in R&D, Utility Model Patents shall introduce them to Patenting immediately.**

DIPP has invited Feedback on Discussion Paper on Utility Model even as Most Industry Associations except Spurious Pharma had favorably responded while Foreign Companies & Foreign funded NGOs had opposed by advancing Mischief while there is no response from Inventors who really suffered from Weak and Corrupted Patent system in India since 1970. (Livemint in stories exposed nexus between PO Chennai and Attorneys, in slow patenting process every public institution Cheat inventors.)

So India needs **Utility Model Patent Urgently** to protect Indian IPR.

Utility Model Patent - \$6000b Opportunity By 2020 - Currently **\$400b** worth of foreign trade consists of Imports that could have been made in India or Exports that could have much higher Value Additions thus India has **\$6000b** Opportunity from 2011-2020 in promoting Utility Model Patents, IPR.

Important:- While WTO or WIPO accept '**An Inventive Step**' and all developed countries give full patents to an inventive step, but unfortunately Industry Associations and DST are Misled and Confused on the issue of Patentability and have **Coined Derogatory Classification** of non Commercial inventions as **Jugaads**.

The TRIPS Agreement differs in that article 27 of the TRIPS Agreement defines a minimal standard of patentable subject matter by specifying that the "**patents shall be available for any inventions, whether products or processes, in all fields of technology, provided that they are new, involve an inventive step and are capable of industrial application.**"

National Innovation Foundation of Anil Gupta had made no improvements to **30,000 Non Commercial Inventions** derogatorily called **Jugaad** that could be '**Engineered & Patented**' and commercialized as Useful Innovative Products. Though each require close to \$1m average investment.

As per WIPO study **Faveo Bra** required '**\$1m To Commercialize A New Idea**' that its inventor **Prototyped & Tested** on herself at no cost at home overnight.

In Corrupted Patenting Environment inventors don't invest time and money to covert their Ideas into globally recognized patents.

Foreign Companies, foreign aided NGOs and Spurious Pharma had opposed 'Utility Model Patents' that had played crucial role in the Industrialization of their Countries and developed countries have over a million patents are enforce out of 5 million. Indians have yet to file few thousand International Patents, while many Multinationals file thousands. So **Utility Model Patents** are CRITICAL for Indian MSMEs and Industry.

One of suggestions opposed to Utility Model Patent came from **Matrix Laboratories Ltd** that I found is 97% owned by Mylan a US based company entirely in to Generics not drug discovery.

Superbug infecting 100m Indians is already a **\$500b** liability due to Spurious Pharma supplying substandard products @ \$5000 productivity loss alone.

When my Prestolite Battery of inverter didn't last even **two years** I researched and complained to CEO of its US owner, GM of its Delhi region replaced the battery free – this battery lasted 8 years till 2010, it could have lasted even 10 years. No one else in India benefited from this. In May2010 it was replaced by same dealer, in 17 months it is fast losing performance. **GOI may well imagine the Economic Loss due to Lack of R&D and Quality Control in our Industry in addition to \$6000b opportunity referred earlier.**

R&D in our Industry would boost our Economic Progress.

- The investment on DRDO over 20 years could have funded 100 Defense Industry Production lines with thousands of ancillaries.
- GOI may cut back on **Tax Forgone** and direct savings to promote R&D in Indian Industry. 25% of Bank Credits be directed to companies producing innovative products preferably patented.
- All employees Class II or lower ranks in non R&D departments entitled to file Patents to protect & commercialize their own ideas.

Please forward this with Attached Response to all concerned Ministries.

Thank you,

Faithfully,

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