



# Is Patenting Important?

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## Editorial

One who possess deep understanding, reasoning more precisely in the subject matters also who involves in the critical thinking, discussions on academic subjects is known as an intellectual. When his or her ideas are novel with great demand, they can safeguard their ideas or thoughts or inventions legally with the help of Intellectual Property Rights (IPR). Therefore, IPR can be defined as, "the set of rights that are given to the persons who created the ideas i.e., creator over his or her creation for certain period of time" such that others cannot one's ideas or hard work by copying from them. The laws and procedures in regard of IPR were first seen in Europe. The first copyright was appeared in Italy and the cradle of IPR and legal thinking is considered as Venice. A patent is a tremendous right that is drawn for the right to invention, where no one else can try to copy or claim it as their work. Once the patent is filed, only inventor can manufacture, distribute and commercially use that product. The IPR helps to protect the creations of mind that include literature work or artistic works, inventions, images etc. The main reason for patenting any type of invention or creation is to make thorough money exclusively.

There are two main IPR that are sorted out into:

- Copyrights and rights related to copyrights
- Industrial property rights

**Copyrights and rights related to copyrights:** The rights of one who does artistic works or literature works such as books, other writings, musical compositions, filming, paintings, computer programs etc are been protected by the IPR-copyright.

**Industrial property rights:** The rights include trademarks, patents, geographical indications, industrial designs etc.

**Intellectual Property Rights:** Copyrights and rights related to copyrights books, other writings, musical compositions, filming, paintings, computer programs remain 50 years after the death of author whereas the industrial property rights like trademarks, patents, geographical indications, industrial designs remain for 20 years.

## Rationale of Patent:

- A patent is granted for those which are novel and for utility that are mentioned under the procedures of the Patent Act (varies from country to country).
- The invention must be valid, to be granted by patent office.
- A patent granted in one country is valid in that country only. For example, if a patent is filed in UK, it cannot be valid or granted by the USA.
- The patent agent who describes, claims correctly in specification drafted, then only the patent owner can take a step forward such as marketing his or her invention etc.

## Conclusion:

With the advancement in the technologies, even human brain has become more creative and effective and for such intellectuals, creators or inventors, patenting really helps them to safeguard their valuable ideas, thoughts from infringement or copying by others. Therefore, one who is having the ability to think creative and bring it out into useful way, he or she must have also the knowledge on patenting and its importance. It is also important to the organizations, industries who work effortlessly for new trends