## **Kluwer Patent Blog**

## Danisco v. Novozymes, Court of Appeal The Hague (Gerechtshof Den Haag), 26 February 2013

Peter Burgers (Brinkhof) · Thursday, May 2nd, 2013

The Court of Appeal held that the duty to compensate the successful party's legal costs in intellectual property proceedings, pursuant to Art. 14 of the Enforcement directive, also applies to invalidity claims, counterclaims and defenses by the alleged infringing party threatened with patent enforcement. To deny such compensation in respect of nullity claims or defenses that constitute an important defense against enforcements of intellectual property rights would be contrary to Article 6 ECHR.

A summary of this case will be posted on http://www.Kluweriplaw.com

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## Kluwer IP Law

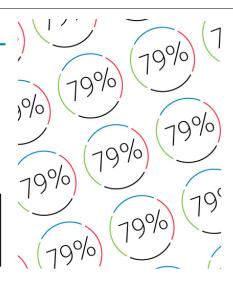
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