

## Patent case: Sandoz Limited & anr v G.D. Searle LLC & anr, United Kingdom

Kluwer Patent Blog  
October 10, 2018

Sara Moran

*Please refer to this post as: Sara Moran, 'Patent case: Sandoz Limited & anr v G.D. Searle LLC & anr, United Kingdom', Kluwer Patent Blog, October 10, 2018, <http://patentblog.kluweriplaw.com/2018/10/10/united-kingdom-sandoz-limited-anr-v-g-d-searle-llc-anr-court-appeal-england-wales-civil-division-2018-ewca-civ-49-25-january-2018/>*

---

The Court of Appeal decided to stay appeal proceedings and refer a question to the CJEU concerning the circumstances in which an active ingredient that is a member of a class of compounds which fall within a Markush definition in a claim of a patent would be deemed 'protected' by the patent within the meaning of Article 3(a) of the SPC Regulation.

Case date: 25 January 2018  
Case number: [2018] EWCA Civ 49  
Court: Court of Appeal of England and Wales, Civil Division

A full summary of this case has been published on [Kluwer IP Law](#).