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Patent case: Gilead, Spain

Adrian Crespo (Clifford Chance) · Friday, March 8th, 2019

In preliminary injunction proceedings, the Barcelona Court of Appeal (Section 15) ruled on the interpretation of the wording “protected by a basic patent” in Article 3.a) of the SPC Regulation, on the same facts decided by the High Court of Justice of England and Wales in the 2018 judgment in *Teva v Gilead* and, following the criteria set out by the Court of Justice of the European Union (also in the *Teva v Gilead* case), arrived at the same conclusion.

Case date: 18 December 2018

Case number: 183/2018

Court: Court of Appeal of Barcelona

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

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