
Kluwer Patent Blog

Pramipexol 29/4/2011, Court of Appeal Barcelona (Audiencia Provincial Barcelona), 29 April 2011

Miquel Montaña (Clifford Chance) · Tuesday, June 28th, 2011

The Court of Appeal of Barcelona lifted a preliminary injunction on the grounds that ‘omnibus’ claims (merely a reference to the description or drawings without specifically stating any technical features) included in patents granted under the old Patent Act 1929 are not enforceable. According to the Court, the omnibus claim in dispute is not an “authentic or genuine claim” but a “formality” required under the old Patent Act. Therefore, Article 60.1 Patent Act 1986, stating that the scope of protection of a patent is determined by the claims interpreted in the context of the description, does not apply to omnibus claims.

Click [here](#) for the full text of this case.

A **full summary** of this case has been published on **Kluwer IP Law**.

To make sure you do not miss out on regular updates from the Kluwer Patent Blog, please [subscribe here](#).

Kluwer IP Law

The **2022 Future Ready Lawyer survey** showed that 79% of lawyers think that the importance of legal technology will increase for next year. With Kluwer IP Law you can navigate the increasingly global practice of IP law with specialized, local and cross-border information and tools from every preferred location. Are you, as an IP professional, ready for the future?

Learn how **Kluwer IP Law** can support you.

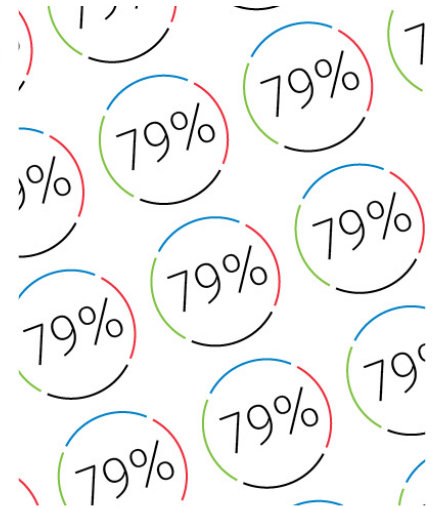
79% of the lawyers think that the importance of legal technology will increase for next year.

Drive change with Kluwer IP Law.

The master resource for Intellectual Property rights and registration.



2022 SURVEY REPORT
The Wolters Kluwer Future Ready Lawyer
Leading change



This entry was posted on Tuesday, June 28th, 2011 at 2:06 pm and is filed under [Case Law](#), [Enforcement](#), [Spain](#)

You can follow any responses to this entry through the [Comments \(RSS\)](#) feed. Both comments and pings are currently closed.