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# Kluwer Patent Blog

## Dependent Claims, Supreme Court of Justice of Austria, 27 August 2013

Manuel Wegrostek (Gassauer-Fleissner Rechtsanwälte GmbH) · Wednesday, February 26th, 2014

1. Also in case a dependent claim is patentable on its own, fulfillment of all features of both the main claim and the dependent claim is required for infringement.
2. The scope of a patent is defined by its claims; the prosecution file may only be considered for interpretation if there are contradictions between the claims, the description and/or the drawings.

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

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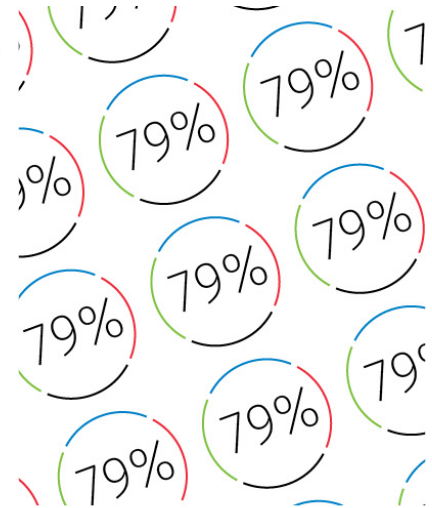
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