

Developing Countries & the Post-Patent World

Much has been written about the recent developments in patent law internationally. But, generally, the scholarship in this area of law has focused on developments from the perspective of the wish-list of the United States for these countries. Consequently, there has been a tendency to dismiss pragmatic developments of the law in developing countries as being ideologically unsound. In reality, I assert that recent developments from the new-protagonists of the patenting phenomenon promises to present tools that more likely to achieve the end of *progress of science* as well as serve its public benefit end. Indeed, the patent regimes of these countries are poised to serve as a tool of invention as opposed to incentivization. Delving mainly on India as an example, this presentation will focus on pharmaceutical patents to discuss various areas of patent law and policy where the new-comers have pragmatically created options that not only conform to western notions of patent law but without compromising on the system larger objective.

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