

Right of Government Section 84 of the Patent Act 1983 [Act 291]

1. The Government of Malaysia has decided to exploit patented invention of Sofosbuvir tablet for Hepatitis C treatment pursuant to Section 84(1)(a) of the Patent Act 1983 [Act 291] – Right of Government based on public health needs. The period of exploitation commenced from 15 October 2017 for period of three (3) years and shall only be used in all Government hospitals and clinics.
2. However, Gilead Pharmasset LLC (patent owner) had requested a hearing for their right to be heard in that matter.
3. Gilead Pharmasset LLC and Ministry of Health (MOH) had been called for hearing and both parties could not agree with the outcome of the hearing. This case is still pending for further negotiation/discussion.

[End of Document]