

## Schedule 1— (New) Amendment of the Patents Act 1990

### 1 Paragraph 18(1)(a)

Repeal the paragraph, substitute:

(a) is a manner of manufacture within the full meaning, including the proviso, of section 6 of the Statute of Monopolies; and

### 2 Paragraph 18(1A)(a)

Repeal the paragraph, substitute:

(a) is a manner of manufacture within the full meaning, including the proviso, of section 6 of the Statute of Monopolies; and

### 3 Subsection 18(2)

Repeal the subsection, substitute:

(2) The following are not patentable inventions:

(a) human beings, and the biological processes for their generation; and

(b) biological materials ~~including their components and derivatives~~, whether isolated or not and however made, which are identical to such materials as they exist in nature.

### 4 After subsection 18(4)

Insert:

(5) In this section:

*biological materials*, in section 18, includes DNA, RNA, proteins, cells and fluids and their components.

*identical*, in section 18, means a biological material which is structurally and functionally identical.

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