

 Australian Government IP Australia		<b>Search Information Statement (SIS)</b>			
		Application Number		2008356109	
IPC Classification	C07H 1/08, A61K 36/48, A61P 3/10, C07H 3/06				
Examiner	Will Findlay	Section	C2	SIS completion date	4 May 2012

**I. Earlier search results relied on**

Search results relied on	EP 2274315 FER's dated 30/05/2011 related to TKDL
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**II. Australian Search Details**

Reasons for search	Original search	<input type="checkbox"/>		
	Additional search	<input type="checkbox"/>	Claims amended	<input type="checkbox"/>
			Update	<input type="checkbox"/>
			Claims not covered by earlier search	<input type="checkbox"/>
	Other reasons			
Claims not searched and reasons	Lack of unity	<input type="checkbox"/>	Excluded subject matter	
	No meaningful search possible	<input type="checkbox"/>	Other reasons	
Additional search team members				

**III. Documents considered to be relevant (from items I and/or II)**

Category*	Citations	Relevant to Claims
X	TKDL-Mohammad, N.G.K: Qaraabaadeen Najm-al-Ghani (20th century AD), Munshi Nawal Kishore, Lucknow, (Second Edition) 1928 AD, Pg 557, Knowledge known for 100 years Formulation ID: NA4/3705 Formulation Name: Qurs Ziabetas	4-9, 16-22
X	TKDL-Kandasamy, M: Athmarakshaamirtham Publication, Ilakkana, Achagam, Chennai (1879), Page 432, Knowledge known for 1000 years Formulation ID: AM0511687 Formulation Name: Sagala Megathirkkum Ennai -I	4-9, 16-22
X	TKDL-Therayar: TherayarKappiyam .Ed.C.C.R.A.S.Pub:Dr.Anandakumar, Chennai, (1975). Pg 8, Knowledge known for 500 years Formulation ID: SR06/09 Formulation Name: Vendaya Adai	4-9, 16-22
X	TKDL-Mohammad, A.A: Qaraabaadeen Qadri (17th century AD), Ahmadi Publication, Delhi, 1968 AD, Pg 208, Knowledge known for 200 years Formulation ID: MH511439 Formulation Name: Dawa-ul- Malik Sagheer	4-9, 16-22
X	TKDL-Bharata, B.R: Compiled by Naginadasa Chaganalala Saha, Translated by Gopinath Gupta - Vol-IV: B. Jain Publishers, New Delhi, Edn. 2nd. Reprint, August 1999. [This book contains back references from 1000 B.C. to 20 <sup>th</sup> century] Pg 51 Formulation ID: RS/209 Formulation Name: Methimodakab	4-9, 16-22

Citation Relevance Category \*A, X, Y, P, T, E, I, O, &\* is as per PCT standard

This data, for application number 2008356109, is current as of 2012-12-25 22:08 AEST



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07 May 2012

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Your Ref: 18925/U9657/JGC/ck

Examiner's report no. 2 on patent application no. 2008356109  
by INDUS BIOTECH PRIVATE LIMITED

Last proposed amendment no. 4

Dear Madam/Sir,

Thank you for the reply of 26<sup>th</sup> April 2012 to the last report. My report is based on the specification as if amended by the statement of proposed amendments under S104 filed with that reply and dated 26<sup>th</sup> April 2012. I have considered it and believe that there are lawful grounds of objection to the application as proposed to be amended. These grounds of objection are:

5. The invention defined in claims 4-9 and 16-22 are not novel (and do not involve an inventive step) when compared with the following prior art documents:

Note- D1-D5 are from the TKDL (Traditional Knowledge Digital Library) database. This contains data about traditional medicinal preparations that exists in the public domain in the form of literature related to Ayurveda, Unani, Siddha and Yoga traditional knowledge in the Tamil, Sanskrit, Urdu, Arabic, Persian, and Hindi languages, some of these preparations dating back many centuries.

- D1 \* Mohammad, N.G.K: Qaraabaadeen Najm-al-Ghani (20th century AD), Munshi Nawal Kishore, Lucknow, (Second Edition) 1928 AD, Pg 557. Formulation ID: NA4/3705 & Formulation Name: Qurs Ziabetas
- D2 \* Kandasamy,M: Athmarakshaamirtham Publication, Ilakkana, Achagam, Chennai (1879), Page 432, Knowledge known for 1000 years. Formulation ID: AM0511687 & Formulation Name: Sagala Megathirrkum Ennai -1
- D3 \* Therayar; TherayarKappiyam .Ed.C.C.R.A.S.Pub:Dr.Anandakumar, Chennai, (1975), Pg 8, Knowledge known for 500 years. Formulation ID: SR06/09 & Formulation Name: Vendaya Adai
- D4 \* Mohammad,A.A: Qaraabaadeen Qadri (17th century AD), Ahmadi Publication, Delhi, 1968 AD, Pg 208, Knowledge known for 200 years. Formulation ID:MH511439 & Formulation Name: Dawa-ul- Malik Sagheer

D5 \* Bharata, B.R: Compiled by Naginadasa Chaganalala Saha, Translated by Gopinath Gupta - Vol.-IV: B. Jain Publishers. New Delhi, Edn. 2nd. Reprint, August 1999. [This book contains references from 1000 B.C. to 20<sup>th</sup> century], Pg 51. Formulation ID: RS/209 & Formulation Name: MethTmodakab

D1-D5 all contain formulations containing *Trigonella foenum-graecum*. *Trigonella foenum graecum* has been used for the treatment of Diabetes mellitus, Obesity and as Strength promoting agent through oral administration alone or in formulation in the Indian systems of medicine for over 100 years, as is evident from exhibits cited from the books.

\* Cited in the EP exam report EP 2274315 dated 30/05/2011.

You have until 17 March 2013 to overcome all my objection(s) otherwise your application will lapse.

You will need to pay a monthly fee for any response you file after 12 months from the date of the first report.

You will also need to pay any annual continuation fees that apply. These will normally be first due five years from the filing date. Please note however that earlier commencement dates apply for divisional applications.

Information about fees may be obtained by phoning 1300 651 010.

Yours faithfully,

WILL FINDLAY  
Patent Examination A  
C2 - Chemical  
Phone: (02) 6283 2018

## Bibliographic Details at Acceptance

PAMS Details for Patent Application No. 2008356109

**Your Reference:** 18925/U9657/JGC/ck  
**Acceptance Date:** 18 June 2012  
**Acceptance to be Advertised:** 28 June 2012  
**Complete Filing Date:** 8 May 2008  
**OPI Date:** 12 November 2009  
**National Phase Entry Date:** 4 November 2010  
**Applicant Name:** INDUS BIOTECH PRIVATE LIMITED  
**Address:** 1, Rahul Residency  
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Off Salunke Vihar Road  
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India  
**Inventor Name(s):** Bhaskaran, Sunil  
Vishwaraman, Mohan  
**Title:** Compositions comprising galactomannan and a process thereof  
**Agent Name:** Callinans  
**Address for Correspondence:** PO Box 1189  
Hartwell VIC 3124  
Australia  
**Address for Legal Service:** 1193 Toorak Road  
Camberwell VIC 3124  
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### Prior Art Documents:

TKDL-Therayar; TherayarKappiyam .Ed.C.C.R.A.S.Pub:Dr.Anandakumar, Chennai, (1975). Pg 8, Knowledge known for 500 years Formulation ID: SR06/09 Formulation Name: Vendaya Adai  
TKDL-Kandasamy,M: Athmarakshaamirtham Publication, Ilakkana, Achagam, Chennai (1879), Page 432, Knowledge known for 1000 years Formulation ID: AM0511687 Formulation Name: Sagala Megathirkkum Ennai -1  
TKDL-Mohammad, N.G.K: Qaraabaadeen Najm-al-Ghani (20th century AD), Munshi Nawal Kishore, Lucknow, (Second Edition) 1928 AD, Pg 557, Knowledge known for 100 years Formulation ID: NA4/3705 Formulation Name: Qurs Ziabetas  
TKDL-Bharata,B.R: Compiled by Naginadasa Chaganalala Saha ,Translated by Gopinath

Gupta - Vol.-IV:B. Jain Publishers. New Delhi, Edn. 2nd. Reprint, August 1999.  
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Delhi, 1968 AD, Pg 208, Knowledge known for 200 years Formulation ID: MH511439  
Formulation Name: Dawa-ul- Malik Sagheer

**Int. Cl.**

*C07H 1/08* (2006.01)

*A61K 36/48* (2006.01)

*A61P 3/10* (2006.01)

*C07H 3/06* (2006.01)

**Continuation Fee Due Date:** 8 May 2013