

Review of: "An Analysis of the Russian Patent Situation in the Context of the Ukrainian Situation"

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Potential competing interests: No potential competing interests to declare.

The concept of the article is good and has potential to be a contribution to the literature. However there are several areas of improvement that should be noted.

1. The references used are between 12 to 28 years old. In some instances, there have been notable changes in public policy that can change the perspective of the paper. For example, in Canada, Bill C-91 removed compulsory licensing from the Patent Act. Additionally, there is more recent literature that examines a longer outlook from the the implementation of Bill C-22 in 1987, to the impact of Bill C-91, and ultimately the political drivers of these decisions, which was the negotiations of the North American Free Trade Agreement (NAFTA).
2. Patents are not all created equal. For example, patents on drugs are somewhat unique as the patent is essentially the final product itself. The authors should be more clear about which categorization of patents they are examining and indicate their rationale for doing so.
3. The inference that higher sales leads to improved R&D, in the Canadian context of pharmaceuticals, needs referencing. This is a claim that is easily refuted by publicly available data from the Patented Medicines Prices Review Board (PMPRB) which indicates the sales to R&D ratio is at historic lows, despite increased patent protections. This inference is too simplistic and requires a substantial amount of scholarly evidence. Additionally, the authors may choose to indicate the Canadian example with pharmaceuticals as an example of how the correlation is not always present between policy decisions and industry reaction to those decisions.
4. The inclusion of incomplete 2022 data for the number of Russian patents granted is better removed from the data set. The authors should either use the latest available full year of data. If full year data is present for 2022 at this point, the authors should update the article to include this data.