

July 19, 2024

Kumiai successfully resolves patent infringement proceeding in Australia.

Kumiai Chemical Industry Co., Ltd is one of the world's leading agrochemical companies with over 70 years' experience in manufacturing herbicide products.

Kumiai manufactures Sakura® 850 WG pyroxasulfone herbicide which has been trusted by Australian farmers for years. Kumiai has a global patent portfolio which includes Australian patents relating to pyroxasulfone herbicide.

On 26 April 2024, Kumiai commenced patent infringement proceedings against ADAMA Australia Pty Limited in relation to its distribution and sale of the Novali® 850 WG pyroxasulfone product (APVMA Product Number 90790) in Australia.

On 19 July 2024, the Federal Court of Australia made orders finalising this proceeding: www.comcourts.gov.au/file/Federal/P/VID335/2024/3979736/event/31877162/document/2318825.

Kumiai has successfully obtained final orders that include an undertaking from ADAMA Australia to the Federal Court that it will not, in Australia, during the term of Australian Innovation Patent No. 2023100061, sell, otherwise dispose of, offer to sell or otherwise dispose of, use or import, or keep for the purpose of doing any of those acts, APVMA Product Number 90790 or any pyroxasulfone product produced by the process claimed in the Patent, without the licence or authority of Kumiai.

The final orders include a provision that ADAMA Australia will pay an agreed amount of Kumiai's costs of this proceeding.

Kumiai regards its intellectual property rights to be of critical importance, and it is committed to enforcing those rights, both in Australia and around the world.

Kumiai will continue to enforce its intellectual property rights, both in Australia and around the world, including by commencing court proceedings where necessary, to stop the unauthorized manufacture, sale, licensing, use or importation of any infringing products.

<Inquiry for this press release>

Kumiai Chemical Industry Co., Ltd.

Customer Inquiry Form (<https://www.kumiai-chem.co.jp/english/contact.html>)