

BURCON RECEIVES NOTICE OF ALLOWANCE FROM THE UNITED STATES PATENT AND TRADEMARK OFFICE

Vancouver, British Columbia, August 26, 2009 — Burcon NutraScience Corporation (TSX - BU) (“Burcon” or the “Corporation”) is pleased to announce today that it has received a notice of allowance from the United States Patent and Trademark Office for a patent application concerning important processing conditions for producing Supertein™ canola protein isolate. Supertein™ is a highly-soluble napin-rich canola protein isolate comprised principally of albumin proteins. The functional properties of Supertein™ include excellent solubility, the ability to form transparent solutions, foaming and nutrition. Applications for Supertein™ include beverages, confectionery, aerated desserts, and protein bars, among others.

“We are pleased to have received this notice of allowance from the United States Patent and Trademark Office on a commercially-important patent application,” said Johann F. Tergesen, President and Chief Operating Officer, adding, “Our goal is commercializing our exciting functional, renewable plant proteins. Integral to that goal, we seek to protect the commercial opportunity through a dynamic patent portfolio. As such, we will continue to aggressively seek protection for new technologies as well as further protecting our current technologies.”

The notice of allowance from the United States Patent and Trademark Office as announced today relates specifically to processing conditions for the production of Supertein™. In May 2007, Burcon announced that it was granted two U.S. patents for the novel uses of Burcon’s Supertein™ canola protein isolate as a functional component in food compositions. The granted patents cover important functional characteristics for the use of Burcon’s canola protein isolates in food compositions generally and canola protein fortified beverages formulated from Supertein™.

For ten years, Burcon has, through its wholly-owned subsidiary, conducted research at our Winnipeg Technical Centre aimed at commercializing plant proteins with unique and valuable functional and nutritional properties. That research is evidenced in the intellectual property portfolio that we are developing. To-date, our patent portfolio consists of 90 issued patents in various countries of the world, including 8 issued U.S. patents over our protein extraction technology and protein product uses, and in excess of 200 additional pending patent applications, 65 of which are U.S. patent applications. Our patents and patent applications can be grouped into three categories:

- 1) Protecting our novel protein extraction and purification production processes;
- 2) Protecting the “applications,” or “uses” of Puratein® canola protein isolate, Supertein™ canola protein isolate, and CLARISOY™ soy protein isolate; for example as functional food and beverage ingredients; and
- 3) Protecting the “signature characteristics” of our protein products themselves.

Burcon has been granted patents or has filed patent applications all along the processing chain from seed selection through to drying of the protein products. Our application patents are aimed at what we perceive to be the most important uses of our proteins, from beverages to mayonnaise/sauces and baked goods. Lastly, our proteins themselves – Puratein® (a cruciferin-rich canola protein isolate); Supertein™ (a napin rich canola protein isolate) and CLARISOY™ (a 100% acid-soluble soy protein with an excellent flavor profile) – have unique signature characteristics which we have sought to protect.

Although many of Burcon’s patents and applications are publicly available, it has come to Burcon’s attention that there is an enduring misunderstanding among the investment community with regard to Burcon’s technology and, in particular, with respect to the meal used in Burcon’s patented protein extraction and purification process for producing Puratein® canola protein isolate and Supertein™ canola protein isolate.

The misunderstanding appears to be driven by a Canaccord Adams research report on Bio-Extraction Inc. authored by Sara Elford, CFA and co-authored by Jeffrey Leung, dated August 8, 2008 (“the Canaccord Adams Report”).

In the Canaccord Adams Report, the authors incorrectly state the following about Burcon’s canola protein extraction and purification process:

“Their starting point is the meal produced from conventional extraction processes. Unlike Bioex meal, this meal has been exposed to high temperatures and this fact makes the process of protein concentration/separation technically challenging and expensive.”

The above statement about Burcon is false.

Although Burcon requested a retraction of the statement within weeks of the original publication, Canaccord Adams has so far refused to do so.

Burcon would like to clarify the issue by stating the following points:

- Burcon’s canola protein extraction and purification process does **not** use, “meal produced from conventional extraction processes”.
- The starting meal in Burcon’s canola protein extraction and purification process has **not** been, “exposed to high temperatures”.
- In two separate Burcon press releases dated February 23, 2006 and August 24, 2006 Burcon announced patents that it had been **granted** titled, “Protein Extraction from Canola Oilseed Meal” (US patent 6,992,173) and “Enhanced Oilseed Protein Recovery,” (US patent 7,087,720) respectively. These patents relate to Burcon’s protein extraction and purification process and specifically disclose that the process does not use conventional canola meal that has been subjected to high temperatures.
- The February 23rd, 2006 press release contained the following sentence in the very first paragraph:

United States Patent Number 6,992,173 B2 – “Protein Extraction from Canola Oilseed Meal” – covers an improved process for the recovery of protein from canola oilseed meal and other oilseed meals. Both the amount and quality of protein isolate are improved through processing modifications to the input oilseed meal instead of the use of conventional meal. (underline added for emphasis)

Burcon’s granted patents (including the two patents referenced in the news releases from 2006 above: which deal with the production of oilseed meals tailored to Burcon’s protein extraction and purification process) and many of Burcon’s sixty-five additional U.S. patent applications can be viewed through the U.S. Patent and Trademark Office’s website at www.uspto.gov

About Burcon NutraScience

Burcon is a leader in nutrition, health and wellness in the field of functional, renewable plant proteins. Since 1999, Burcon has developed a portfolio of composition, application, and process patents originating from our core protein extraction and purification technology. We are developing the world's first commercial canola proteins, Puratein® and Supertein™ with unique functional and nutritional attributes, and CLARISOY™, a revolutionary soy protein isolate which is 100% soluble and completely transparent in acidic solutions. Our team of highly specialized scientists and engineers work from our own research facility to develop and optimize environmentally sound technologies. To-date, our patent portfolio consists of 90 issued patents in various countries, including 8 issued U.S. patents, and in excess of 200 additional pending patent applications, 65 of which are U.S. patent applications.

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ON BEHALF OF THE BOARD OF DIRECTORS

"Johann F. Tergesen"

Johann F. Tergesen

Burcon NutraScience Corporation is a publicly listed on the Toronto Stock Exchange under the symbol “BU”. For more information on Burcon, visit www.burcon.ca.

This press release contains forward-looking statements that involve risks and uncertainties. These forward-looking statements relate to, among other things, the Corporation’s, plans and timing for the introduction or enhancement of our products, statements about future market conditions, supply and demand conditions, and other expectations, intentions and plans contained in this press release that are not historical fact. Our expectations regarding the prospect for future success depend upon our ability to develop and sell products, which we do not produce today and cannot be sold without further research and development. When used in this press release, the words “goal”, “intend”, “believes”, “potential”, “expected”, “anticipates”, “will be”, and similar expressions, generally identify forward-looking statements. These statements reflect our current expectations. They are subject to a number of risks and uncertainties. In light of the many risks and uncertainties surrounding the development of a source of protein from canola meal, you should understand that we cannot assure you that the forward looking statements contained in this press release will be realized.

For more information, please contact:
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