

## 中国知財ニュース IP NEWS in CHINA

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情報元：[中国法総合オンラインサービス〈Westlaw China〉](#)

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### News

#### [1] **Three million copies of Chinese patent documents included in WIPO database**

[[www.ipr.gov.cn](http://www.ipr.gov.cn)]

...The World Intellectual Property Organization (WIPO) said on September 20 that it has added about three million copies of patent documents provided by China to its online search database PATENTSCOPE, as a result of which the said database now boasts more than 32 million copies of searchable patent documents. It is said that from now on, the database can provide users with the English directory information of Chinese patents and patent applications from 1985 to 1995, both the Chinese and English directory information of Chinese patents and patent applications after 1996, and patent descriptions and patent application scope in Chinese.

#### [2] **IP5 agreed to launch the PPH pilot programme**

[Intellectual Property Protection in China]

...The world's five largest Intellectual Property Offices (IP5) agreed to launch a comprehensive IP5 Patent Prosecution Highway (PPH) pilot programme as of January 2014. The programme will utilise both PCT and national work products and will improve the accelerated treatment of patent applications.

The PPH arrangements currently operational between the IP5 Offices will be integrated in this all-inclusive scheme. Under the programme, applicants whose patent claims have been found to be patentable by one office may ask for accelerated processing of their corresponding applications pending before the other IP5 offices. Moreover, in carrying out the task the offices concerned will also exploit already existing work results to the extent practicable.

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## **Proposed Legislation**

### **[1] The Guideline for the Determination Standard of the Patent Infringement and Patent Counterfeiting Acts (Draft for Comments) solicited public comments**

[State Intellectual Property Office ]

...Recently, the State Intellectual Property Office drafted the Guideline for the Determination Standard of the Patent Infringement and Patent Counterfeiting Acts (Draft for Comments) to solicit public comments, with feedback deadline of October 26.

The Guideline has nine chapters under three sections. The first section sets forth the determination of invention and utility model patent infringement; the second section sets forth the determination of design patent infringement in which basic concepts of right protection scope, right determination, interpretation of right claim, determination of right infringement and other relevant issues are elaborated; and the third section sets forth the determination of patent counterfeiting acts, in which the issues such as determination standard for patent counterfeiting acts, definition, factors constituting patent counterfeiting acts; acts of patents counterfeiting and patent infringement are elaborated.

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