

## 中国知財ニュース IP NEWS in CHINA

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### Government Policies [1]

[1] NCA explores copyright finance in five aspects

### Adopted Legislation [3]

[1] SIPO issues new policies to support innovative development of micro and small enterprises

[2] China and US provides the service of priority document automatic electronic exchange

[3] Measures for Compensation Payment for Using Written Works issued

[Top](#)

### Government Policies

#### [1] NCA explores copyright finance in five aspects

[National Copyright Administration ]

...Yu Cike, official of the National Copyright Administration (NCA) disclosed recently that, to promote the development of copyright industry, and the integration between the copyright industry and finance, NCA will make exploration in five aspects. First of all, develop innovative copyright products based on the copyright resources, achieve profitability and socialization through providing financial support to core copyright and capital operation of cultural enterprises; secondly, supported by the copyright public service, establish and improve the financial products public transfer market with copyright as the value vehicle, to provide value basis for finance supporting the cultural industry and copyright product development; thirdly, with respect to culture credit, focus on developing credit products and service modes suitable for copyright demands of light assets; fourthly, actively cooperate with the insurance industry and financial institutions to promote the innovation of insurance products and service modes, to provide the credit value-added services and explore more channels and modes for copyright finance; and fifthly, accelerate the financial service innovation, improve and perfect the comprehensive financial services to copyright enterprises, attract and support all kinds of social capital to establish copyright industry funds, guarantee companies, trust companies, lengthen the copyright industry chain,

broaden the scope of social capital entering into the field of copyright, and provide more equal opportunities to social capital.

[Top](#)

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## **Adopted Legislation**

### **[1] SIPO issues new policies to support innovative development of micro and small enterprises**

[State Intellectual Property Office ]

...On October 8, the Certain Opinions of State Intellectual Property Office on Leveraging the Role of Intellectual Property in Supporting the Development of Micro and Small Enterprises (Guo Zhi Fa Guan Zo [2014] No. 57). The Opinions put forward 15 specific measures from 4 aspects for supporting micro and small enterprises timely obtaining intellectual property right at home or abroad for their innovative products, fine-tuning the patent subsidy policies for micro and small enterprises, and supporting the role of intellectual property in serving micro and small enterprises.

### **[2] China and US provides the service of priority document automatic electronic exchange**

[State Intellectual Property Office ]

...On September 29, the Announcement of the State Intellectual Property Office on Provision of Sino-US Priority Document Electronic Exchange was released. The State Intellectual Property Office (SIPO) and the United States Patent and Trademark Office (USPTO) will provide the service of priority document automatic electronic exchange from October 8, 2014. This service is free of charge, and does not have any formal requirements on applicants. Where, an applicant files with SIPO an application for a patent for invention or utility model, and afterwards, files with the USPTO an application for a patent for the same subject matter claiming priority from the first filing of the application at SIPO, the USPTO will automatically retrieve the copy of the previous application documents from SIPO and vice versa. The agreement only applies to an application for a patent for invention or utility model filed on or after Oct 8, 2014, and does not apply to an international application based on the Patent Cooperation Treaty or the circumstance where the applicant requests to make the international application as the basis of the priority.

### **[3] Measures for Compensation Payment for Using Written Works issued**

[National Copyright Administration]

...On September 23, the 17-article Measures for Compensation Payment for Using Written Works were issued and shall take effect on November 1, 2014. The Provisions on the Compensation for Published Written Works issued by the National Copyright Administration on April 5, 1999 shall be repealed simultaneously. Unless otherwise stipulated in laws and administrative regulations, the payment for the compensation for use of written works shall be agreed by the parties; in the absence of such agreement, the Measures shall be applicable. The basic compensation standard is raised from 30-100 yuan in 1999 version to 80 -300 yuan, while the royalty rate is still 3% -10%.

[Top](#)

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