

Business Needs To Maintain A Sustainable Patent System



November 13, 2008

Japan Intellectual Property Association



Introduction of JIPA

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Japan Intellectual Property Association (JIPA)

- Non-Profit, Non-Governmental and World's Largest IPR Industry Organization, established in 1938
- Regular Members (Industrial Corporations) : 912
- Associate Members (Patent Firms, etc.) : 273
- 9 Policy & Strategy Project Teams
- 20 Standing Committees (804 Committee Members)
- More than 70 Training Courses directed to Members
- Publications : Monthly Bulletin (3,850 Circulations), Journal of JIPA, Many Study Reports from Committees

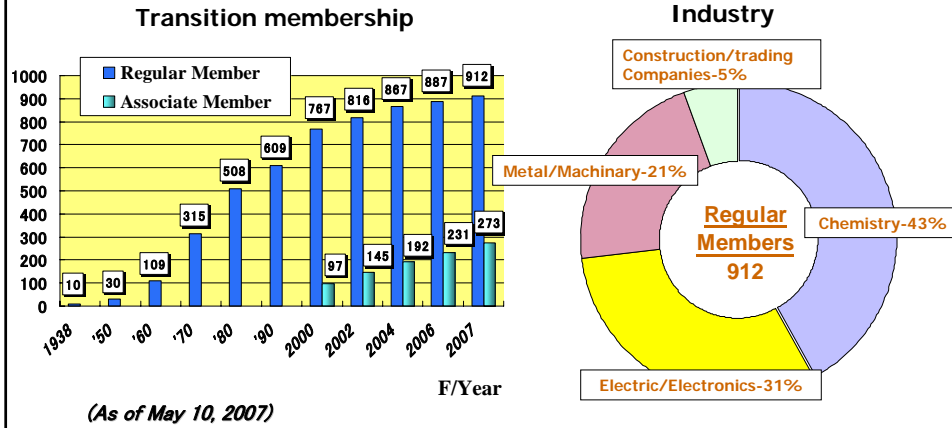


JIPA's Membership

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JIPA represents the opinion of Japanese Industry.

- ◆ About 75% of Japanese patent applications are filed by our members.
- ◆ JIPA members include many fields of Japanese industry.

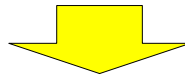


Innovation is a key for solving serious problems we are facing

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• Worldwide problems around us.

- Environmental issues
- Incurable diseases
- Energy issues
- Economic disparities ...



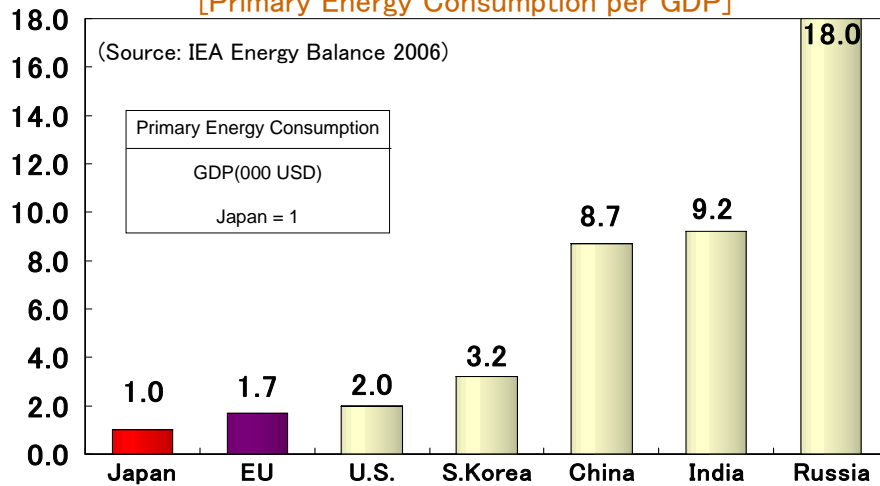
Innovation represents one of the key solutions



Innovations contributed to Solutions

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[Primary Energy Consumption per GDP]



Japanese example : Energy Saving Technologies



Industry's wish for patent protection

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Patent of each
country



Patent family of
global patent

In order to survive global competition, the requirement of patent portfolio of entire patent family has been increased.

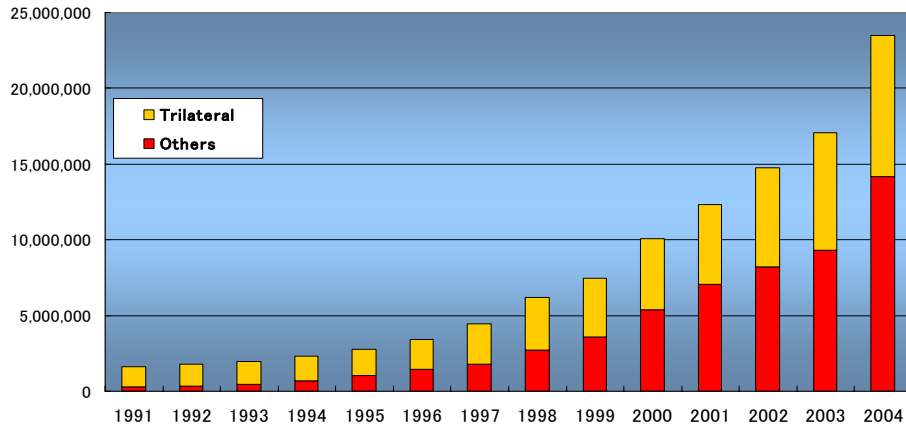
Industry wishes to obtain the patent portfolio of family patents more effectively and more inexpensively.

Industry wishes the global patent system.



Patent applications in the world

6



The number of applications: increasing drastically due to globalization

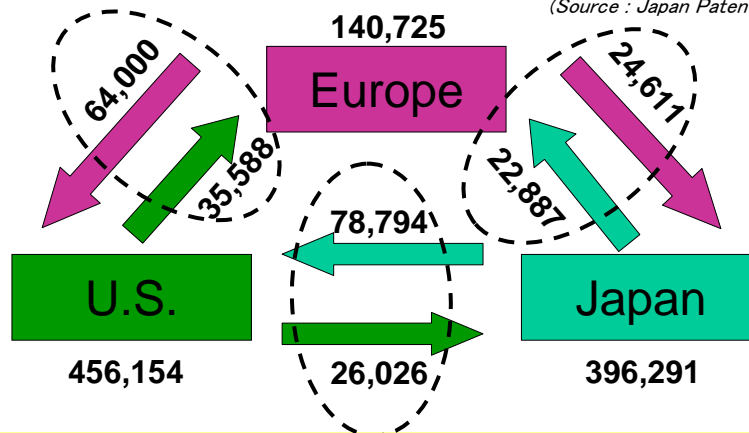


Application status of Trilateral IP offices

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Year 2007 total: 993,170

(Source : Japan Patent Office)



252K applications are duplicated. Enormous procedural and financial burdens to applicants and the Governments

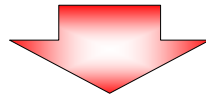


Basic concept for harmonization

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*Achieving patent protection in
an extensive geographical area
at low cost and minimal labor*

*Same Format
Same Search
Same Examination
Same Patent*



JIPA



**4 “same”
Achievements**



Harmonization and PCT

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*PCT is the Treaty for Unified Application Procedure,
realizing the Harmonization.*

- PCT provides Unified Application Procedure for Patent Filing.
- PCT provides Unified Search Report.

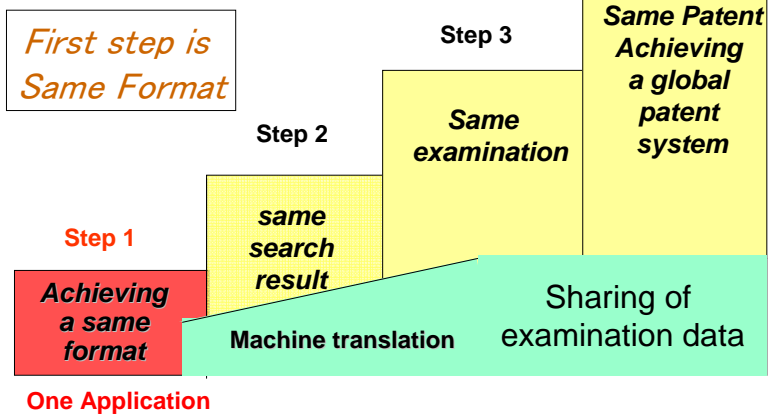


PCT acts as the Infrastructure of Global Patent Filing.

⇒ PCT should be the basis for the Harmonization Effort in the
format and procedure of patent filing.



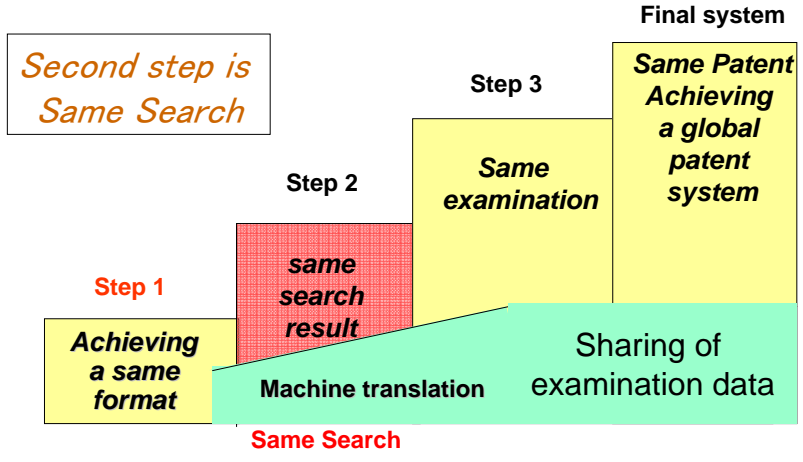
Step by Step



JIPA appreciates trilateral offices effort to start common application format.



Step by Step





Approach for the second step

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- 1) *Single standard citation document*
 - a. *search report*
 - b. *office action*
 - c. *information disclosure statement*
 - d. *prior art submissions by applicant and/or 3rd party*

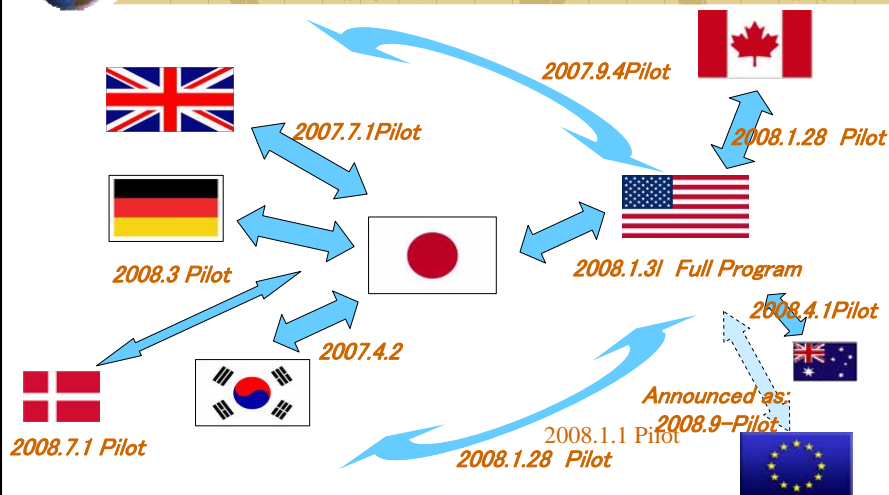
- 2) *Use the other office's search result*
 - a. *common search strategy*
 - b. *common search data base*
 - c. *common search system*

JIPA supports both the single standard citation document and the PPH.


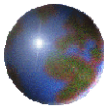



PPH

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Experience of PPH should improve PCT system



Thank you for your attention.