

INTERNATIONAL COOPERATION ON IPR ENFORCEMENT

知识产权执法国际合作

INFORMATION EXCHANGE

信息交换

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欧洲知识产权侵权观察组织
EUIPO
欧盟知识产权局

NO COOPERATION WITHOUT INFORMATION SHARING 无信息分享，无合作

- In years, counterfeiting and associated crimes have become a **global industry** due to: 多年来，制假及相关罪行也成为一项国际产业，具体原因包括：
 - high contribution of IPR intensive industry and 知识产权密集型产业的重大贡献，和
 - low level of sanctions in general 制裁措施普遍不严厉
- Seizing goods at the borders is not enough 边境货物扣押不够
- For effective controls, **risk analysis** is needed 为使管控发挥应有作用,需要进行风险分析

WHAT NEEDS TO BE SHARED? 需要分享哪些内容？

- A long discussion at the Observatory among EU agencies and right holders
欧盟机构和权利人在观察组织经过长时间讨论后确定
- **Consignor and consignee (but nominal data is an issue)** 发货人和收货人
(但标称型数据是一个问题)
- **Number of container** 货柜数量
- **Routes and transport modes:** 路线和运输方式：
 - emerging threats: rail traffic EU-China, info sharing needed to inspect at destination 新出现威胁因素：欧盟-中国铁路交通，信息分享需在目的地进行检验
 - why real routes are complex ones? 为何实际线路如此复杂？

The key producers and transit points for fake goods

假货的主要生产商和中转站



制假的概率是基于所分析经济体的平均 GTRIC 分数。有关 GTRIC 指数的更多信息,请见 OECD/EUIPO 报告。

The probability for producing fakes is based on the average GTRIC scores for the analysed economy. For more details on the GTRIC index see the OECD/EUIPO report.

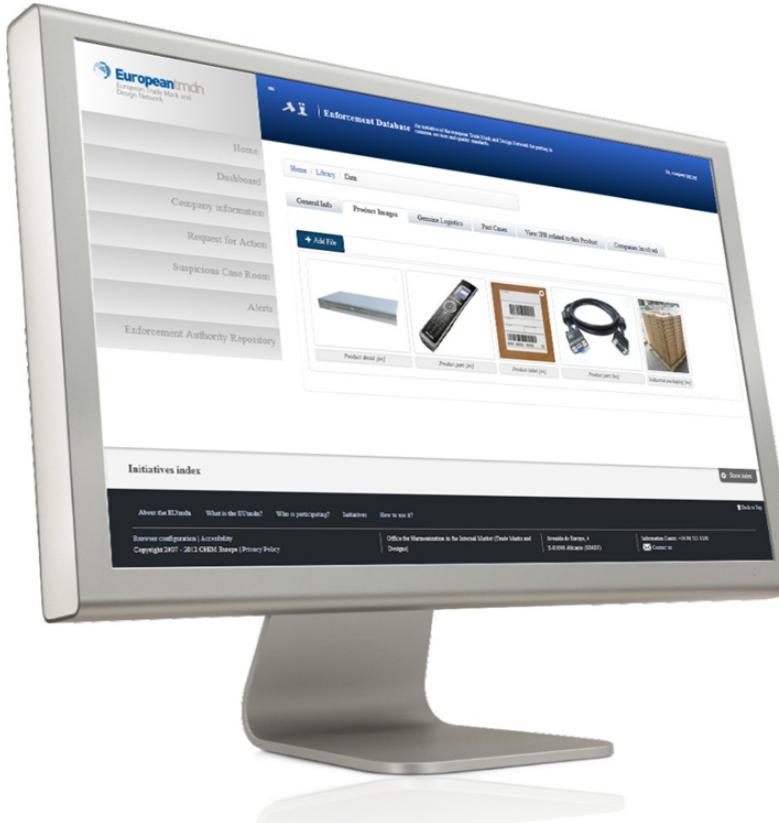
Mapping the Real routes of Trade in Fake Goods (2017)
假货贸易实际路线图 (2017年)

THE CHALLENGES IN DATA SHARING 数据分享面临的挑战

- Borders and market, from production to sale: the full picture is needed 边境和市场，从生产到销售：需要全局信息
- E-commerce and small consignments through express couriers 电子商务和快递的小件货物
 - agreements and MoUs with Customs can help 与海关的协议和备忘录将有所帮助
- Make IT tools interoperable 让IT工具共通
 - connecting databases in a single window 在单一窗口连接各数据库
 - “one seizure-one report” “一次缴获，一份报告”
 - open to IPR holders “开放给知识产权人”

EUIPO has developed databases to support IPR enforcement
欧盟知识产权局开发了支持知识产权执法的数据库

THE EUIPO'S DATABASES FOR IPR ENFORCEMENT 欧盟知识产权局的知产执法数据库



EDB 执法数据库

ACIST 防伪情报支持工具

ACRIS 防假冒快速情报系统

THE ENFORCEMENT DATABASE (EDB) 执法数据库

It is a web based platform developed for enforcement authorities to distinguish genuine goods from
counterfeits with the help of information provided by right holders

这是一个基于网页的平台，为执法机关借助权利人提供的信息区分真假产品而开发的平台。

BUILT UPON TMview AND DesignView

建立在TMview和DesignView的基础上



THE ENFORCEMENT DATABASE (EDB) 执法数据库

EDB
Enforcement Database

A platform for **IP right holders and enforcement authorities**

Dashboard Company Information Application for Action Suspicious Case Room Alerts for Customs and Police Company Portfolio Customs and Police Repository Statistics Help

 [Home](#)  [Stihl Group](#)

Company Information

Information about the company, contact points and IPR portfolio.

 Product Portfolio	产品组合
 Company Details	公司详情
 Contact Points	联系方式
 IPR Portfolio	知识产权组合
 Additional Webpages	其他网页
 Selling Strategy	销售策略
 Document Portfolio	文件组合

THE ENFORCEMENT DATABASE (EDB) 执法数据库



The screenshot shows the EDB Enforcement Database interface. The top navigation bar includes links for Dashboard, Global Search, Suspicious Case Room, Alerts for Customs and Police, Customs and Police Repository, Statistics, and Help. The user is logged in as "Hello, user 1" and has the option to "Sign out". The main content area is titled "Product Information" and displays a list of product-related sections. Each section is listed with its English name and its Chinese translation.

Section	English Description	Chinese Description
General Info	General Info	基本信息
Product Images/Videos	Product Images/Videos	产品图片/视频
Genuine Logistics	Genuine Logistics	真实物流
Past Cases	Past Cases	过往案例
Companies Involved	Companies Involved	所涉公司
View IPR related to this Product	View IPR related to this Product	查看与本产品有关的知识产权
Market Value (EU)	Market Value (EU)	市场价值（欧盟）
Product Document Portfolio	Product Document Portfolio	产品文件组合

THE ENFORCEMENT DATABASE (EDB) 执法数据库

A platform for IP right holders and enforcement authorities

Hello, nicole.semjevski [Sign out](#)

Language: English

EDB Enforcement Database

Dashboard Company Information Product Portfolio Application for Action (AFA) Suspicious Case Room Alerts for Customs and Police Company Portfolio

Customs and Police Repository Statistics Help User management ACRIS

Alerts for Customs and Police

rt authorities whenever a new trend or infringement case has been identified, in this way the alerted authorities can make use of this information in the future.

通知海关和警察

发现新趋势或侵权案件时通知相关机关，这样做可使有关机关在未来使用本信息。

Include Closed Alerts

RECEIVER: National Customs Board - Latvia

REFERENCE: EUIPO_TES_T_J003

TYPE: Potential Infringement or Trend

PRODUCT SPECIFICATION (KEYWORDS): Testware

STATUS: Draft

CREATION DATE: 22/12/2017

LANGUAGE: Languages

Potential Infringement or Trend

Online Infringement

Add



THE ANTICOUNTERFEITING INTELLIGENCE SUPPORT TOOL (ACIST) 防伪情报支持工具



ACIST

ANTI-COUNTERFEITING INTELLIGENCE SUPPORT TOOL

防伪情报支持工具

Providing reliable data to support enforcement
为支持执法提供可靠的数据

THE ANTICOUNTERFEITING INTELLIGENCE SUPPORT TOOL (ACIST) 防伪情报支持工具

ACIST
ANTI-COUNTERFEITING
INTELLIGENCE SUPPORT TOOL

 | **ACIST** *Providing harmonised data on detentions of counterfeit goods*

[Reports](#) **ACIST 提供假冒商品扣押的整合数据**

[Sign in](#) 

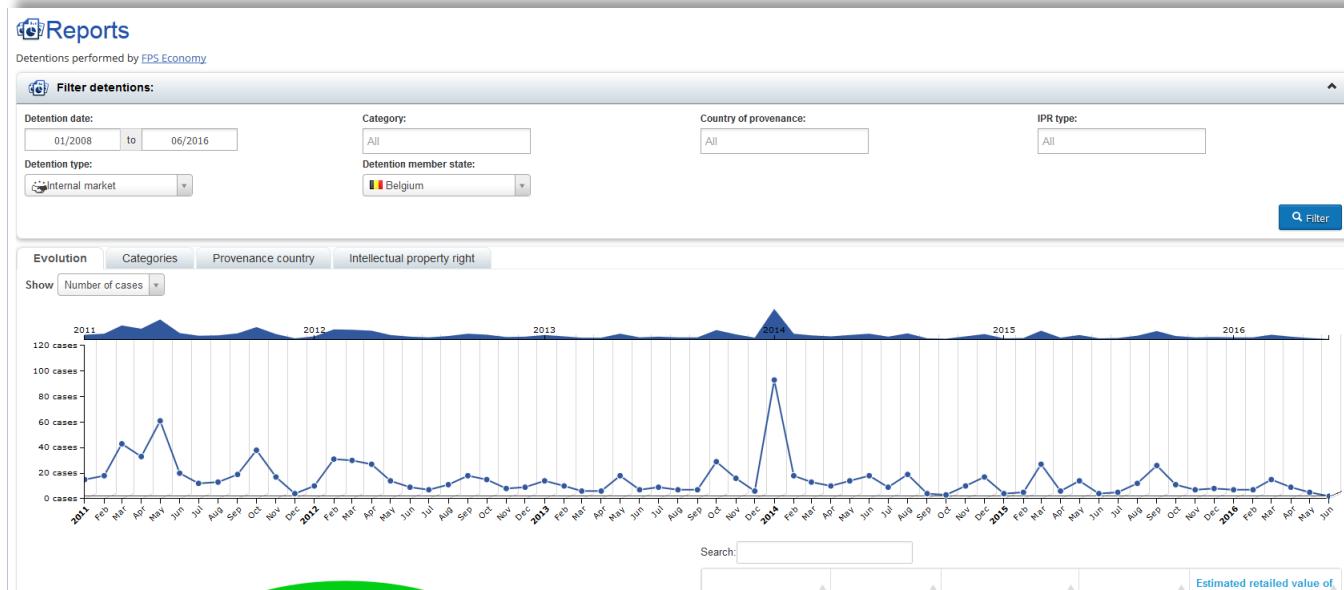
Reports 报告

Detentions performed by [the custom authorities of the concerned Member States](#) **相关成员国海关机构**实施的扣押

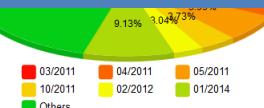
Filter detentions: 扣押筛选:

Detention date: 扣押日期: 01/2008 to 10/2016	Category: 类型: All	Country of provenance: 来源国: All	IPR type: 知识产权类型: All
Detention type: 扣押类型:  Border	Detention member state: 扣押成员国: All	 Filter	

THE ANTICOUNTERFEITING INTELLIGENCE SUPPORT TOOL (ACIST) 防伪情报支持工具



«Turn-key tool» available for Third Countries 第三国可用的成套工具



03/2011	43	77	41,114	2,834,775.00
04/2011	33	45	2,477	510,493.59
05/2011	61	111	44,456	2,594,578.00
06/2011	20	30	1,981	81,081.00

THE ANTICOUNTERFEITING RAPID INTELLIGENCE SYSTEM (ACRIS) 防假冒快速情报系统

ACRIS

Anti-Counterfeiting Rapid
Intelligence System

Helping EU businesses all around the world! 帮助全球各地的欧盟企业!

Language: English



ACRIS is available to EU companies and provides them a broader vision of the IPR landscape in third countries.

Based on the intelligence stored in ACRIS, policy makers can shape IPR dialogs in order to better protect the EU companies in third countries.

ACRIS, created by EUIPO in cooperation with the European Commission, (DG Trade), is an application for collecting testimonies from EU companies affected by IP infringements in countries outside the EU and information on the respective follow-up of these cases by local authorities.

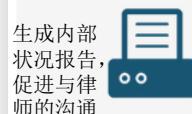
[Sign in](#)

[Request account](#)

ACRIS面向欧盟国家，向其提供有关第三国知识产权状况的更为广阔的视角。

基于ACRIS存储的情报，政策制定者可以开展知产对话，以更好地保护第三国的欧盟公司。

ACRIS是欧盟知识产权局与欧盟委员会（贸易总司）合作创建的应用，收集受欧盟外国家知识产权侵权影响的欧盟公司的证词以及地方机关对该等案件的相应跟进信息。



生成内部
状况报告，
促进与律
师的沟通



生成自定
义全景知
识产权报
告



用户友
好的案
件上传



ACRIS是一套
部署了安全
机制的系统



可以提
供所有
欧盟语
言版本



所有欧盟
企业免费
使用

Generates internal status reports
and facilitates communication
with lawyers

Generates customised IPR
landscape reports

User friendly case upload

ACRIS is a secure system

Available in all EU languages

Available free of charge for all EU
companies

THE ANTICOUNTERFEITING RAPID INTELLIGENCE SYSTEM (ACRIS) 防假冒快速情报系统

ACRIS Anti-Counterfeiting Rapid Intelligence System

Helping EU businesses all around the world!

Dashboard My profile Statistics Create case Edit case News Notifications Company portfolio EDB Help

New case

EU IPO

Enforcement action 执法行动

Enforcement action * Civil

Position * Complainant

Enforcement authority

Date of complaint * 29/02/2016

Decision on substance Decision on inadmissibility Settlement

Preliminary injunctions

Cease and desist order Granted ex-officio

Raid Granted ex-officio

Seizure

Freezing of assets

Other injunctions

Notes

Discovery Granted

Decision

IPR infringement * Found

Decision date * 29/02/2016

Select file

Add to decision repository

Comments Action effective, fair and equal

Additional comments

Permanent injunctions

Cease and desist order

Confiscation 500.000 Number of items

Fine

Case transfer

Other injunctions

Preliminary injunctions 初步禁令

Decision 决定

Appeals 上诉

THE EUIPO'S TOOLS IN THE FUTURE 欧盟知识产权局未来的工具



BUILDING THE EU IP ENFORCEMENT PLATFORM 建设欧盟知识产权执法平台

- A secure, on-line, multi-language platform to maximise the cooperation最大程度增强合作
的安全、在线、多语言平台
- A direct entry-point for Right Holders in IP enforcement权利人参与知识产权执法的直接
切入点



ACIST

Statistics and data on counterfeit goods.



Anti-Counterfeiting Rapid
Intelligence System

ACRIS

Anti-Counterfeiting Rapid Intelligence System



Enforcement
Database

Enforcement Database

Information and exchange on counterfeit
goods.



www.euiipo.europa.eu



@EU_IPO



EUIPO

Thank you

谢谢