



Progress in China's Patent System

--The 4th amendment to Patent Law of China

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Contents



Necessities of Amending



Preparation and Progress

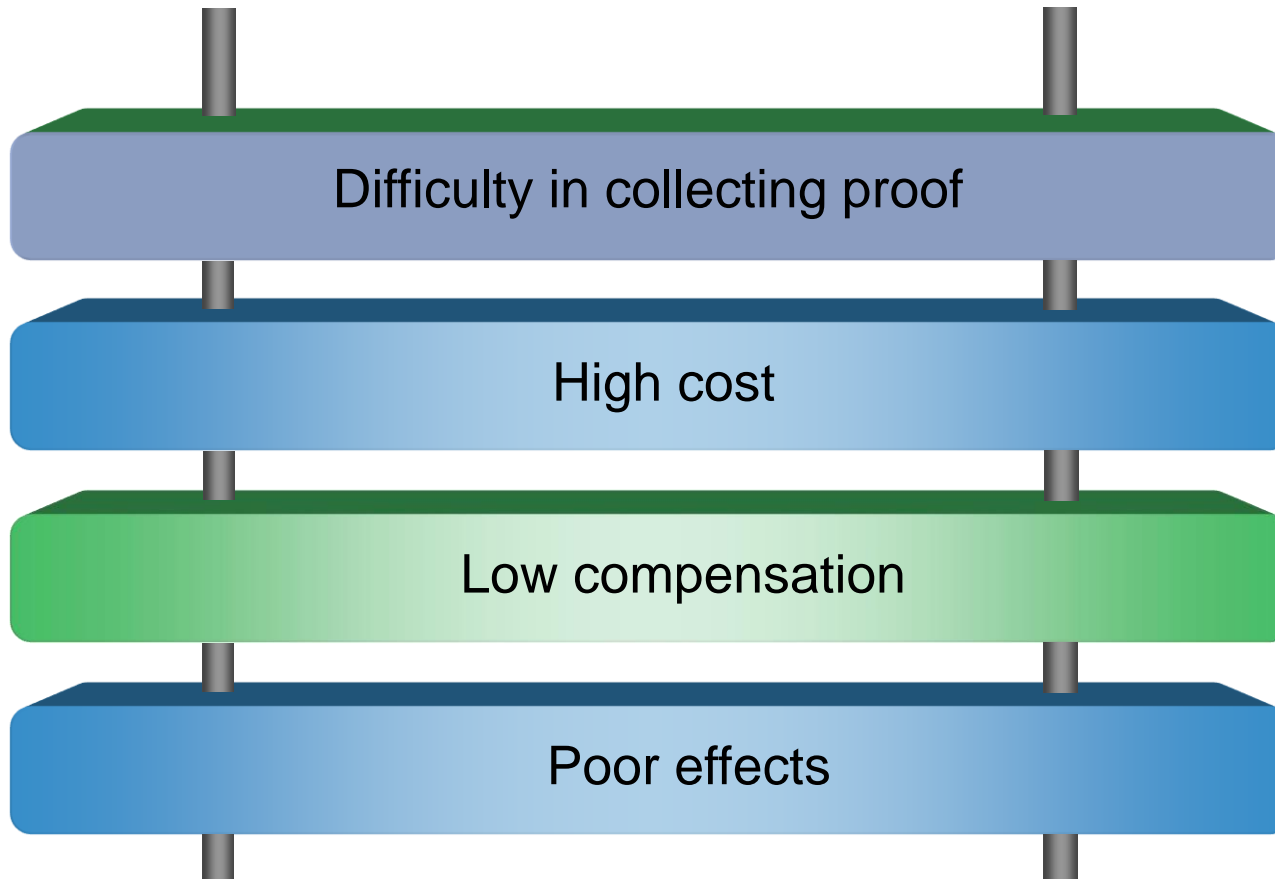


Contents of Amendments

I. Necessities of Amending



1. New problems and new contradictions in patent protection



I. Necessities of Amending



2. Key problems pointed out by the research report by NPC Standing Committee

(1)

The level of patent quality is not high

(2)

Infringements frequently occur

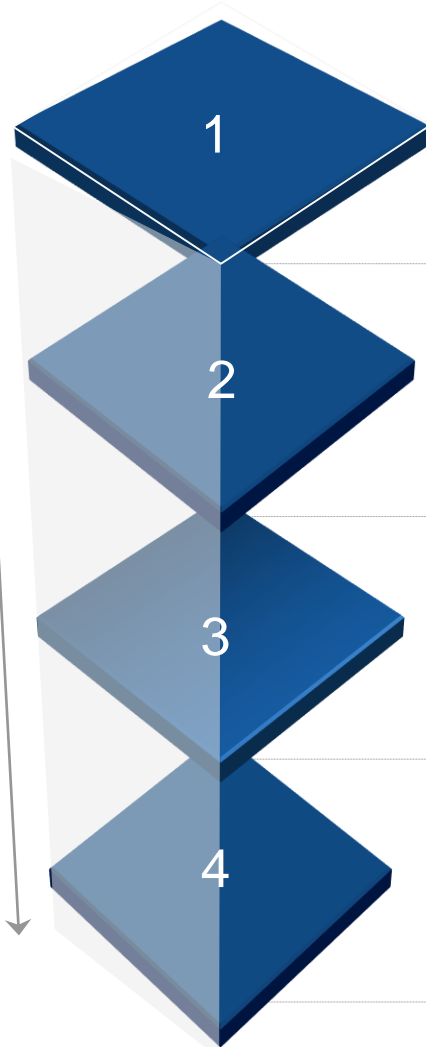
(3)

Lack of effectiveness of patent utilization

(4)

Limited capacity of public and society services

II. Preparation and Progress



1 The preparatory work started in second half of 2014.

2 The draft amendment of Patent Law (for soliciting opinions) was released on Apr.1 2015.

3 The draft amendment of Patent Law for review was submitted to the State Council in July 2015.

4 The draft amendment will be submitted to the Standing Committee of the National People's Congress when the review is completed by the State Council.

III. Contents of Amendments



- 1 Strengthen patent protection
- 2 Promote Exploitation and utilization of patents
- 3 Promote patent information dissemination and utilization
- 4 Perfect patent examination process

1. Strengthen Patent Protection

- Improve rules of evidence
- Introduce punitive damages compensation for intentional patent infringement
- Administrative punishment the patent counterfeiting
- Improve administrative enforcement measures
- Clarify the legal responsibility of network service providers
- Improve patent evaluation report system

2. Promote Exploitation and Utilization of Patents



 Perfect service invention-creation system

 Introduce licenses of right

 Good faith principle

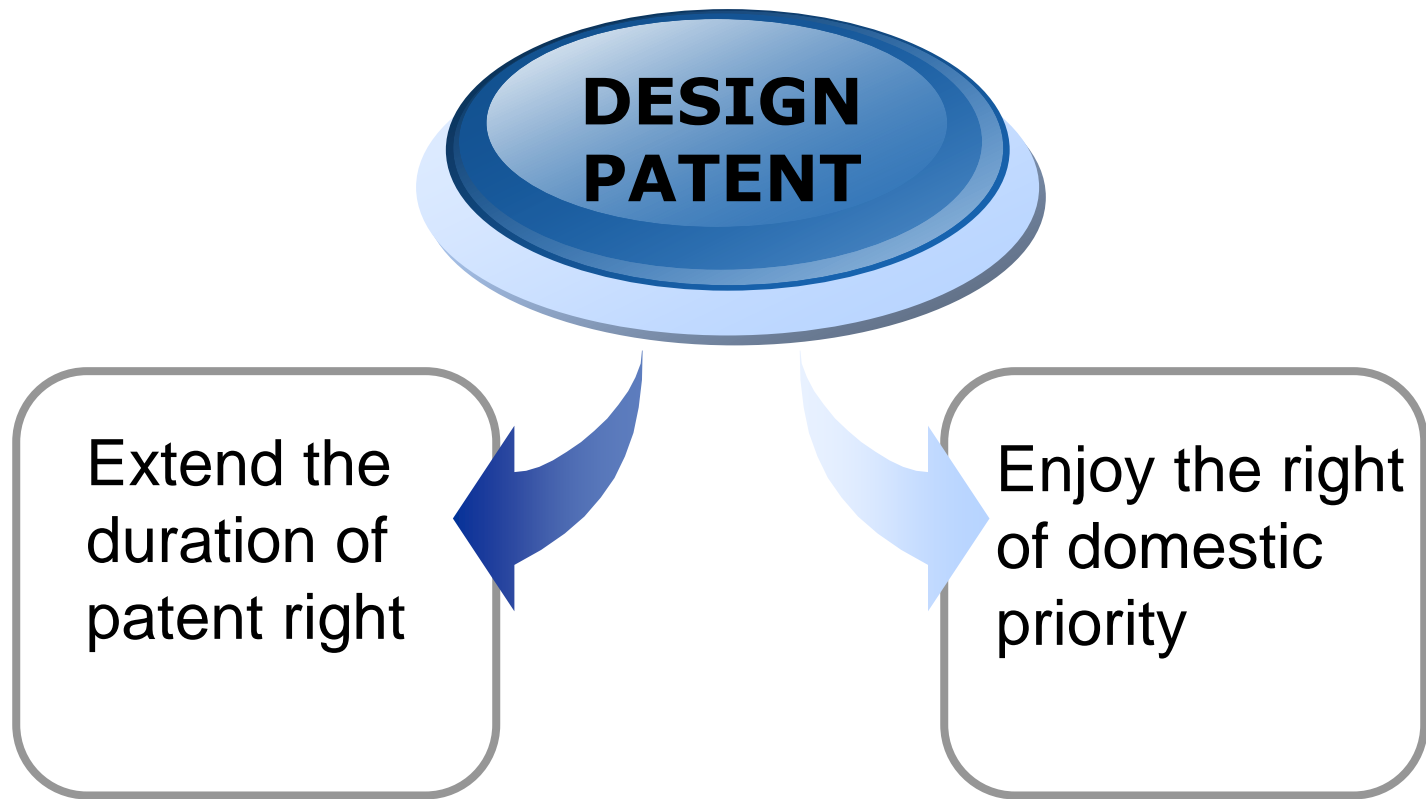
3. Promote patent information dissemination and utilization



**Strengthen patent information
public service**

Provide patent basic data

4. Perfect Patent Examination Process





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Thank you!