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China Emerges into Global Top Four PCT Filers

China's patent filings under WIPO's Patent Cooperation Treaty (PCT) soared last year, becoming the world's fourth prolific filer of PCT applications, said WIPO in Geneva on February 9. According to a statistics issued by WIPO, the PCT applications filed by China soared from 7,900 in 2009 to 12,339 last year, up 56.2%.

Two Chinese companies made the top users list. ZTE climbed to the second from the twentieth in 2009 with 1,863 PCT applications, while Huawei secured the fourth with 1,528 filings. As always, no Chinese university charged into the top 50 university applicants. There were totally 30 U.S. universities on the list with their filings ranging from 30 to 306.

The top four PCT countries in 2010 are U.S. (44,855), Japan (32,156), Germany (17,171) and China , according to the statistics published by WIPO.

http://www.sipo.gov.cn/sipo_English/news/iprspecial/201102/t20110218_578372.html

NIVEA Awarded 500,000 Yuan in Trademark Infringement Dispute

Shanghai No.2 Intermediate Court entered a first-instance judgment on Beiersdorf's allegation of Shanghai Yuyan Cosmetic Company and Shanghai Arunis Biotechnology Company's infringement of its trademark NIVEA recently, ordering the two defendants to cease infringement and jointly indemnify 500,000 yuan in damages to the German-based Beiersdorf Group.

NIVEA was approved for registration by the Trademark Office (TMO) under the State Administration for Industry and Commerce (SAIC). The court held that the NIWEA was similar with NIVEWA in figures and words consequences, which would cause confusion among consumers. In addition, the trademark in question constituted an imitation of Beiersdorf's in figure and color. So ordered.

The disgruntled Yuyan and Arunis then appealed to Shanghai High People's Court. We would follow the development of the case.

http://www.sipo.gov.cn/sipo_English/news/iprspecial/201102/t20110218_578362.html

The Opening Ceremony for the IPR English Channel at China Daily Website Held in Beijing

The opening ceremony for the IPR English Channel of China Daily Website, which is sponsored by China Daily and China IPR Magazine, was held in Beijing on 18th Jan.

Bao Hong, Deputy Commissioner of SIPO, gave a speech indicating that the operation of the IPR English Channel by China Daily was the result of the central mainstream media's emphasis on IPR and the expanding IPR influence in the society. SIPO has cooperated with China Daily successfully and effectively during the last six years. With the platform of China Daily, the IPR Weekly which played an important role in international communication has been jointly published. She added, facing the rapid development of network media, the IPR English Channel is the significant measure to exploit the advantages of network media. As one of the most authoritative mainstream media, China Daily has been playing an influential role in providing a friendly public opinion for building innovative nation.

It is said, with the theme of "Chinese IPR goes to globe", the IPR English Channel of China Daily Website is arranged to 13 categories, including news, talk IP, cases, specials, people and columns and so forth.

http://www.sipo.gov.cn/sipo_English/news/iprspecial/201101/t20110128_572250.html

State Council Revises Copyright Rules

The State Council issued the Decision on Modifying and Amending Some Administrative Regulations. The Implementing Regulations of Copyright Law are one of the regulations gone through several changes.

The amendments relate to of Rule 22, Rule 29 and Rule 30. The state of being out of print relating to a work mentioned in Rule 32 (former is Rule 31) of the Law shall be established. To object to the reprinting or extracting of his work by virtue of the second paragraph of Rule 33 (formerly Rule 32) of the Law, the copyright owner is required to make a statement to that effect at the same time when the work is first published in a newspaper or a periodical. In parallel,

the Collective Management of Copyright Regulations and Regulations on the Protection of Computer Software are also amended.

http://www.sipo.gov.cn/sipo_English/news/iprspecial/201101/t20110127_572002.html

Tian Lipu Signed the 60th Office Decree of Measures for Administrative Enforcement of Patent

Tian Lipu, SIPO Commissioner, signed the 60th Office Decree, promulgating Measures for Administrative Enforcement of Patent (revised). And it will be carried out on 1st Feb in 2011.

It is reported, in order to implement the national IPR strategy and adapt to the modification of the Patent Law and the Implementation Regulations for the Patent Law, SIPO initiated the work to revise Measures for Administrative Enforcement of Patent, which will further improve the patent administration and its protection. Based on the experiences of patent administration in local IP offices, SIPO formed the Draft Amendment of Measures for Administrative Enforcement of Patent (the Exposure Draft), and has been taking counsel with the public from August 2010.

http://www.sipo.gov.cn/sipo_English/news/official/201101/t20110128_572263.html