HASAN AND SINGH Intellectuals @ Law

Advocates, Patent And Trademark Attorneys

NEWSLETTER DECEMBER 2024

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01. Accelerating international patent processing

EXTENSION AND NEW DEVELOPMENTS IN PPH PROGRAMMES WITH IPONZ AND INPI BRAZIL

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02. JPO-CNIPA November 2024)

SUCCESSFUL JPO-CNIPA EXAMINER EXCHANGE PROGRAM ENHANCES GLOBAL PATENT EXAMINATION PRACTICES

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Applicants with a positive outcome on their applications from the Intellectual Property Office of New Zealand (IPONZ) may enjoy faster processing at the EPO thanks to a Patent Prosecution Highway (PPH) pilot from 1 December 2024. From the same date the existing successful PPH pilot with the Brazilian National Institute of Industrial Property (INPI Brazil) will be extended for five years. The PPH is a popular initiative that helps to speed up the examination of patent applications and reduces repetition in the global patent system, where the same invention might be protected in multiple countries with broadly similar patentability requirements. The acceleration of the procedure is possible thanks to re-use of the work done at other patent offices.... Read more

Examiner Exchange Program Held (25

The JPO has conducted Examiner Exchange Programs with the CNIPA since 2008. In 2024, the program was held twice; once in July, in China, and the other in October, in Japan. In this year's program, participating examiners exchanged views on common patent application cases in four technical fields (applied physics, refrigerating and air-conditioning engineering, medical science, and video systems). They also exchanged information on prior art search methods and operation of examination standards.

Having the same combination of examiners at both meetings the discussions were more in-depth and considered. For instance, some knowledge on examination practice gained from the first exchange meeting were explored further or supplemented...<u>Read more</u>

03. Patent fee changes to take effect on January 19

ANNOUNCEMENT OF UPDATED PATENT FEES EFFECTIVE JANUARY 19, 2025 As part of our regular assessment of fees under our fee-setting authority, we are announcing updated patents fees in a final rule, effective January 19, 2025. These fee adjustments will provide us with sufficient funding to effectively and efficiently administer the U.S. patent system and continue progress toward achieving our strategic goals. Our updated patent fees provide us with additional resources to reflect the budgetary impact of new discounts enacted under the Unleashing American Innovators Act for small businesses, independent inventors, and others who qualify as "small entities" or "micro entities. Additionally, this allows us to maintain efficient operations and support for our 14,000+ employees across the country dedicated to serving American innovators....<u>Read more</u>

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04. Brazil updates patent procedures

INPI BRAZIL INTRODUCES NEW PATENT REGULATIONS EFFECTIVE OCTOBER 2024

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On 23 September, the Brazilian National Institute of Industrial Property (INPI) published two new regulations that will modify patent procedures when they come into force in October. Ordinance INPI/DIRPA No. 14/2024, which will take effect on 3 October, introduces specifications regarding the form and content of patent applications and supplementary certificates, adapting certain requirements to the electronic format. The main changes include the definition of the end of the examination procedure based on the date of publication of the decision in the Official Gazette and the possibility of splitting applications ex officio during the opposition stage In addition, corrections to applications must include both comparative and revised versions....<u>Read more</u>

05. IPONZ and CNIPA launch Patent Prosecution Highway programme

IPONZ LAUNCHES NEW PATENT PROSECUTION HIGHWAY (PPH) PILOT WITH CNIPA

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IPONZ has partnered with the China National Intellectual Property Administration (CNIPA) on a new Patent Prosecution Highway (PPH) pilot programme as of today, 1 November 2024. The IPONZ-CNIPA PPH programme is an arrangement between IPONZ and the CNIPA, the state intellectual property office of China. This programme allows patent applicants to request accelerated examination in either office, provided that one or more claims of their patent application have been found to be allowable by the other office. China is one of the most common locations for New Zealand applicants to file patent applications. This arrangement between the IPONZ and CNIPA offices gives applicants more options to fast track the examination of their patent applications in China or New Zealand.

By forming this PPH agreement with the CNIPA, IPONZ offers a pathway for expedited examination that complements the existing Global Patent...<u>Read more</u>

06. TIPO Launches New Trademark Search System

TIPO INTRODUCES NEW TRADEMARK SEARCH SYSTEM To improve usability and support mobile browsing, TIPO has launched a new Trademark Search System with simplified and advanced search features to meet the needs of different users. The new system also increases the number of displayed search results to 1,000 entries, reducing the need to repeatedly narrow search criteria. The old system will no longer be available from March 2025. Users are encouraged to switch to the new system... Read more

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07. INPI launches new page about the Madrid System

INPI LAUNCHES NEW MADRID SYSTEM PAGE

INPI announces the launch of a new page dedicated to the Madrid System, developed in collaboration with the World Intellectual Property Organization (WIPO). This initiative seeks to facilitate the understanding and access of Brazilian users to the benefits of the Madrid System, an international treaty that simplifies the registration of trademarks in several countries. With the new page, the Brazilian public now has access to detailed and easy-to-understand content on how the Madrid System works, its advantages and the requirements for using it. The material has been organized in clear and direct language, bringing together essential and up-to-date information for Brazilian users interested in protecting their brands internationally. This partnership with WIPO reflects INPI's commitment... <u>Read more</u>

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08. India signs the Riyadh Design Law Treaty (DLT)

INDIA SIGNS RIYADH DESIGN LAW TREATY India has signed the Riyadh Design Law Treaty (DLT) to strengthen its intellectual property ecosystem and promote inclusive growth. The treaty promotes innovation and creativity, especially among SMEs, startups, and independent designers. The treaty, adopted after almost two decades of negotiations under WIPO, aims to harmonize industrial design protection processes globally. This will make it easier, faster, and more affordable for designers to protect their work internationally.

The DLT introduces a standardized framework for design registration, reducing complexity and administrative burdens for applicants.... <u>Read more</u>

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09. WIPO Partners with ISNI to Assign Standards Identifying Creators

WIPO PARTNERS WITH ISNI TO IDENTIFY CREATORS WIPO has announced its new role as an ISNI Registration Agency, reinforcing its commitment to strengthen the participation of creators in global markets. Through this partnership, which was formalized during the IFRRO World Congress and General Assembly in Québec, Canada, in October 2024, WIPO will incorporate the International Standard Name Identifier (ISNI) system into its WIPO Connect platform, a comprehensive solution designed to empower Copyright Management Organizations (CMOs) globally. This integration will enable CMOs within WIPO's network to assign ISNIs to their members, enhancing the visibility and discoverability of creative works and their rights holders worldwide...<u>Read more</u>

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10. INPI launches National Directory to Combat GI Counterfeiting

INPI LAUNCHES DIRECTORY TO COMBAT GI COUNTERFEITING

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The INPI launched this Thursday, November 28, the National Directory for Combating Counterfeiting of Geographical Indications. The objective is to reinforce the protection of GIs in Brazil. With the participation of the president of the INPI, Júlio César Moreira, the launch took place in São Paulo, during the Brazilian Origins - 6th International Event on Geographical Indications and Collective Marks , considered the largest in the country on this topic.Highlighting the importance of GIs to add value and guarantee the quality of national products and services, Moreira emphasized that INPI is strengthening the structure of the GI area to boost the asset and reach 400 geographical...<u>Read more</u>

11. TIPONet Expands Online Services for Changing Applicants' Representatives

TIPONET ENHANCES ONLINE SERVICES FOR CHANGING REPRESENTATIVES To facilitate changes for patent and trademark applicants and reduce the need for administrative correspondence between applicants and TIPO, TIPO has expanded the online services available through TIPONet. Starting October 15, 2024, applicants can now use the platform to change their representatives. After logging in to TIPONet, applicants or their patent agent can select the "Applying for a patent/ Changing Online" feature to modify basic case information, including: 1. The name of the applicant's representative in Chinese and English. 2. The applicant and their patent agent's address in Chinese and English, phone number, and email address....<u>Read more</u>

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12. New Regulation on Service Fees for the Icelandic Intellectual Property Office

ICELANDIC IP OFFICE IMPLEMENTS NEW SERVICE FEE REGULATIONS A new regulation on service fees for the Icelandic Intellectual Property Office, concerning rights granted under Act No. 17/1991 on Patents, Act No. 45/1997 on Trademarks, and Act No. 46/2001 on Designs, will take effect on February 15, 2024. The regulation, numbered 1279/2024, was published in the Official Gazette on November 14, 2024, and will be accessible on the Icelandic Intellectual Property Office's website from February 15, 2024. The regulation, numbered 1279/2024, was published in the Official Gazette on November 14, 2024, and will be accessible on the Icelandic Intellectual Property Office's website from February 15, 2024....<u>Read</u> more

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13. The Danish Patent and Trademark Office adjusts fees for patents on 1 January 2025

DENMARK ADJUSTS PATENT FEES STARTING JANUARY 1, 2025

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The Danish Patent and Trademark Office will make a price adjustment of publication and renewal fees for patents, including validated European patents. The fees will increase by approximately 3.0 percent. The adjustment will be valid from 1 January 2025. The Danish Patent and Trademark Office also made a price adjustment on 1 January 2024. Please find an overview of the current fees, and the fees after 1 January 2025. The prices are in DKK. The price adjustment of the renewal fees is valid for fees due after 31 March 2025. This means that the renewal fees due up until 31 March 2025 will be payable at the rates applicable before 1 January 2025 If you pay the fee later than on the due date, there will be a 20 percent charge, which will be calculated according to the payable fee... <u>Read</u> <u>more</u>

14. Diplomatic Conference to Conclude and Adopt a Design Law Treaty (DLT) was held in Riyadh

DIPLOMATIC CONFERENCE CONCLUDES DESIGN LAW TREATY ADOPTION IN RIYADH This new international treaty creates a legal framework that will harmonize the national legislation in the field of industrial design protection and simplify the formal requirements for applications. This harmonization offers great integration opportunities and aids in the ongoing convergence of law enforcement procedures. EAPO President Grigory Ivliev took part in the Diplomatic Conference.

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We congratulate you on the challenging finalization of the DLT text. We are convinced that the adoption of this treaty will be an important milestone in the global processes... <u>Read more</u>

15. The Assembly of The Hague Union Freezes the Application of The Hague Act (1960)

HAGUE UNION FREEZES 1960 HAGUE ACT APPLICATION During its 44th session, held in Geneva from July 9 to 17, 2024, the Assembly of the Hague Union decided to freeze the application of the Hague Act (1960) with effect from January 1, 2025. From that date, the Hague System will be solely centered on the Geneva Act (1999). Beginning 2025, international applications can only be filed and designations can only be made under the Geneva Act (1999), and no longer under the Hague Act (1960). However, the renewal and the recording of changes regarding existing designations under the Hague Act (1960) remain possible.

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Amendments to several sections of the Administrative Instructions for the Application of the Hague Agreement... <u>Read more</u>

16. Successful Conclusion to the 2024 TIPA International Symposium: Due Process of Handling Technical Disputes in Patent Infringement Lawsuits

2024 TIPA SYMPOSIUM - ADDRESSING TECHNICAL DISPUTES IN PATENT CASES

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On October 4, 2024, TIPO, in collaboration with the Intellectual Property and Commercial Court (IPCC), organized the 2024 TIPA International Symposium: Due Process of Handling Technical Disputes in Patent Infringement Lawsuits at the Tsai Lecture Hall of the NTU College of Law. The symposium was held via a hybrid format and invited speakers of the likes of Judge Tobias Pichlmaier (Legally Qualified Judge at the Unified Patent Court/ Presiding Judge at the Higher Regional Court Munich), Gary C Ma (partner at Finnegan, Henderson, Farabow, Garrett & Dunner), Kenji Tosaki (partner at Nagashima Ohno & Tsunematsu)...<u>Read more</u>