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The Recent Evolution and the Future Trends of Patent Landscape in China and Asia

ICIC Berlin
October 2012

Content

- Asia overview
- China
 - History
 - Challenges and barriers
 - Current developments
 - Future developments
- Asia (upcoming markets)
 - Vietnam, Thailand, others



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Asia overview



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Existing:

- Japan
- Korea

Upcoming:

- China
- Vietnam
- Thailand



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China

Evolution of China Patent System

- 1984 China acceded to Paris Convention
- 1985 First China patent law came into force
- 1993 First amendment of China patent law
- 1993 China acceded to PCT
- 1996 China acceded to Budapest Treaty
- 2000 China acceded to the WTO
- 2001 Second amendment of China patent law
- 2007 Third amendment of China patent law started

Chinese patents publication volume

2007	419,253
2008	498,184
2009	619,728
2010	743,255
2011	974,608
2012	939,416



Between 1985 and 2000 there are one million publications

China 2007 – current annual publication volume | 2012 so far 939,416
Covering patent applications, granted patents and utility models

Target set at 2 million publications

Challenges and Barriers

- Language
- Legal system
- Court rulings
- Level of damages
- Enforcement (employment in copying business)

Current Developments

- Court rulings – training of magistrates
- Opening of insight into legal system (both business and other)
- Increasing support to enforcement
- Government support to filing of applications

Current Developments

- ...But culturally still much to do (right to copy)
- ...Level of finance compensation
- ...Governmental structure
- ...What we see and recognize are two different things

Future developments

- Migrating from production to innovation
- China **will** accomplish this change
- Role at international podium
- Time is of the essence (ie Japan)



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Asia (upcoming markets)

Some comments...

- Typical development (VN –Chem/Pharma)
- Challenges for PTO's (global interest)
- Quality of publication



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Future developments



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- Different from IP 5
- Relationships between BRICK / VISTA markets
- Quality of publication / harmonization
- Access to state of art
- Still ways to go for smaller countries



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Questions?