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# CHINA REPORT INTELLECTUAL PROPERTY

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### UNUMBERS

### 59,253

As of December 15, 2009, 59,253 calls had been received by 55 centers since the 12330 hotline for IPR became operational.

#### 5.9253 万个

截至 2009 年 12 月 15 日,开 通 12330 知识产权维权援助与举 报投诉公益服务电话的全国 55个 知识产权维权援助中心共接到来 电 5.9253 万个。

#### 150 billion

The Manufacturing Equipment of ultimate-large-scale integrated circuit and its complete sets, one of the important national sci-tech specific projects, has been launched recently. The implementation of project will facilitate generation of revenue of 150 billion yuan on related industries in 2011.

#### 1500 亿元

目前,国家科技重大专项中 之一的极大规模集成电路制造装 备及成套工艺已全面启动,已完 成立项53项,预计到2011年,专 项的实施将带动装备、材料、信息 和零部件制造等相关产业增长达 到 1500 亿元人民币。

#### 600 million

Tianjin received 600 trademarks registration for planting, breeding and agricultural products in 2009, up 43.7%. Based on enterprise size, the 600 trademarks registration would bring in 600 million yuan on the assumption that one registration could bring one million yuan per year.

### 6 亿元

2009年天津市新增种植、养 殖及农产品加工注册商标 600 件, 同比增长 43.7%。有关专业人士按 照注册公司规模评估, 以每件注 册商标每年平均带来增收 100 万 元估算,600件注册商标增收将达 到6亿元。

### 303,525

According to China Copyright Protection Center, the voluntary registration has reached 303,525 in 2009, surpassing the 300,000 milestone, among which, Mr. Han Meilin, the author of the mascots of the Beijing 2008 Olympic Games, on one occasion, registered 3,000 pieces including sculpture, handwriting and paintings.

### 30.3525 万件

2009年,北京版权保护中心全 年作品自愿登记数量突破 30 万 件,达到 30.3525 万件,其中,艺术 大师、奥运吉祥物福娃主创人韩美 林先生一次就登记了 3000 件作 品,包括雕塑、书法和绘画作品。

### 171

Shandong announced the second group of 171 provincial intangible cultural heritages, Yang Mingzhi and 127 other inheritors received honor medals and certificates

### 171 项

近日,山东省为171项第二批 省级非物质文化遗产名录项目、 杨明智等 127 名第二批省级非物 质文化遗产项目代表性传承人颁 发了奖牌和证书。

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# Over 970,000 patent applications received in 2009

# 去年中国受理专利申请逾97万件

ccording to the latest statistics, in 2009, SIPO received a total of 976,686 applications, up 17.9% year on year, 877,611 of which were from domestic, representing 89.9% of the total and up 22.4% over the previous year; 99,075 of which were from abroad, or 10.1%, down

Among the patent applications received in 2009, there were 229,096 inventions, up 17.7%; 308,861 utility models, up 37.9%; 339,654 designs, up 13.7%. SIPO granted a total of 581,992 patents, up 41.2%, among them, 501,786 were granted to domestic filers, representing 86.2% of the total and up 42.4%; 80,206 were granted to

foreign filers, or 13.8% and up 34.6%.

According to experts from SIPO, the patent application and grant in China can be summarized as follows: First, patent applications maintained steady and relatively fast growth; Second, structure of domestic patent applications and grants was significantly optimized; Third, the volume of patent grants increased rapidly and patent examination capacity was palpably en-

(By Wang Xiaohu/Yu Dawei) 本报讯 中国国家知识产权局最 新统计数据显示,2009年中国共受理 专利申请 97.6686 万件, 同比增长 17.9%。其中,受理国内申请 87.7611 万 件,占总量的89.9%,同比增长22.4%;

受理国外来华申请 9.9075 万件,占总 量的 10.1%,同比下降 10.9%。

据了解,在 2009 年受理的国内 申请中,发明专利申请 22.9096 万 件,同比增长17.7%;实用新型专利 申请 30.8861 万件,同比增长 37.9%; 外观设计专利申请 33.9654 万件,同 比增长 13.7%:2009 年我国共授权专 利 58.1992 万件,同比增长 41.2%。其 中国内授权专利 50.1786 万件,占总 量的 86.2%,同比增长 42.4%;国外授 权专利 8.0206 万件, 占总量的 13.8%,同比增长 34.6%。

国家知识产权局有关专家指 出,2009年中国专利申请与授权呈 现以下主要特点:一是专利申请量 在保增长、调结构中稳步上升。二是 国内专利申请和授权结构明显优 化。三是专利授权量大幅增长,审批 能力明显提升。 (王晓浒 于大伟)





EXPRESS

### Bosch trademark registration for auto service denied

# 德国博世申请汽修商标受阻

he case lodged by Robert Bosch (Bosch) Gmbh, a German corporation, to challenge a decision by the Trademark Review and Adjudication Board (TRAB) under the State Administration for Industry and Commerce (SAIC) was rejected by Beijing No. 1 Intermediate Court recently.

Bosch applied for "博世 Auto Service" as a registered trademark in March 2004, certified to be used on Class 41, the service of training on automobile insurance assessment. A Hangzhou English School obtained registration of the No. 1364827 trademark "博世" and figure thereof on September 21, 1998, certified to be used on Class 41, the service of school (education) training, etc.

TRAB took the view that the word mark "博世 Auto Service " under pending was similar with the No.1364827 trademark "博世", which would cause confusion among consumers. The court held that the two trademarks are similar marks used in similar services. The decision by TRAB was upheld.

(By Che Wenqiu / Chang Ming) 本报讯 德国罗伯特·博世有限 公司(以下简称德国博世公司)欲在 汽车维修服务领域注册"博世汽车专 业维修"商标,被中国国家工商行政 管理总局商标评审委员会(以下简称 商评委)驳回,理由是该商标和杭州 某英语培训学校的"博世 BOSS 及 图"商标构成近似。德国博世公司不 服, 诉至北京市第一中级人民法院。 日前,法院一审判决维持了商评委作

据了解,德国博世公司于 2004年 3月向中国国家工商行政管理总局 商标局申请注册"博世汽车专业维 修"商标,指定使用在第41类为他人 提供车辆保险定损方面的培训等服 务上。杭州某英语培训学校的第 1364827号"博世 BOSS 及图"商标的 申请日为1998年9月21日,注册服务 为第41类的学校(教育)、培训等。

北京市一中院认为,申请商标中 的显著识别文字"博世"与第 1364827 号商标中显著识别之一的 "博世"文字相同,分别注册使用在上 述类似服务上,易引起消费者对服务 来源产生混淆误认。因此,法院认为 两商标已构成使用在类似服务上的 近似商标,遂维持了商评委的裁定。

(车文秋 常鸣)

# 新华社 供图 China seizes over 56 million illegal publications in 2009

2009 年中国查处侵权盗版出版物 5600 万件

1月7日,2010年上海世博园区试灯。新型节能的 LED 灯光映射在洁白的轴索膜结构上美轮美奂

The LED energy-saving lights spotted on the brilliant cable-membrane structure of the axis during a trial il-

#### ccording to the press conference on anti-pornography and anti-illegal publications hosted by the Supreme People's Court (SPC) on January 12, China seized 65.958 million illegal publications of all types in 2009, 1.443 million of which were pornographic ones,

lumination of Shanghai EXPO site on January 7.

56.844 million were pirated ones. SPC has successfully handled a series of major copyright piracy cases relating to cases concerning underground workshops, Internet, organized gangs and repeated offenses, during the national special campaign. As the statistics showed, from January to October in 2009, courts across the country took 1,414 cases and resolved 1,273 (By Wei Xiaomao)

本报讯 1月12日,记者从最 高人民法院举行的"扫黄打非"工作

新闻发布会获悉,2009年全国共收 缴各类非法出版物 6595.8 万件,淫 秽色情出版物 144.3 万件,侵权盗版 出版物 5684.4 万件。

(Photo Courtesy: Xinhua)

作为全国"扫黄打非"工作小组 成员单位,最高人民法院在"扫黄打 非"专项行动中审理了一批窝点案、 网络案、团伙案、系列案等大案要 案。据统计,2009年1月至10月,全 国法院共受理上述案件 1414 件,审 结 1273 件。 (魏小毛)

### Nearly 50% growth for software registrations in 2009

# 2009 年中国软件著作权登记量增长近五成

ccording to China Copyright Protection Center, China's computer software copyright registration continued to maintain rapid growth last year. The total number of copyright registration reached 70,965, up 49.7 %.

In addition, Software copyright registration amounted to 67,912, with an increase of 48.6%; there were 182 registrations of software copyright transfer and license, up 26.38%; 2,752 alteration registrations, up 91.64%; 119 registrations of software copyright pledging, up 9.17%, Tang Zhaozhi, the deputy director of China Copyright Protection Center Tang Zhaozhi said.

The top 5 provinces for software copyright registration were Beijing, Guangdong, Shanghai, Zhejiang and Jiangsu. While in Guangdong, Jiangsu, Shandong, Fujian, Sichuan, Hubei and Hunan, with a rate of 30% growth on average, among which, Hunan boosted the sharpest growth of Top 10.

(By Yao Wenping) 本报讯 记者从中国版权保护 中心获悉,2009年中国软件业保持 了良好发展态势,全年各类申请软 件登记总量 7.0965 万件, 同比增长

据中国版权保护中心副主任汤 兆志介绍,去年中国软件著作权登记 量 6.7912 万件,同比增长 48.6%。办 理完成软件著作权转让和专有许可 合同登记 182 件, 同比增长 26.38%; 变更或补充登记 2752 件, 同比增长 91.64%;计算机软件著作权质押合同 登记 119 件,同比增长 9.17%%。

全国软件著作权登记数量列前 5位的省区市分别是北京、广东、上 海、浙江、江苏。同比增长较快的地 区有广东、江苏、山东、福建、四川、 湖北和湖南,增速均超 30%,湖南增 幅最大进入前 10 名的行列。

(姚文平)



# IP CHINA'S IP MANUAL

### Plan of Boosting Central China Development

## 《促进中部地区崛起规划》

ccording to the State Council approved, the National Development and Reform Commission will issue the Plan of Boosting Central China Development to six provinces including Shanxi, Anhui, Jiangxi, Henan, Hubei, Hunan and departments under the State Council on January 11. According to the plan, innovation will play a pivotal role in middle-area rising.

The layout stresses efforts on development of core technology and key technology and construction of modern equipment making and high tech bases. Innovation shall be boosted to achieve the above goals. High and advanced technology shall be employed to renovate traditional manufacturing. More efforts should be focused on developing manufacturing of high voltage electric trans-

mission, mining, CNC Machine and its key units, agriculture; supporting the R&D and industrialization of electronic information, biotech, Chinese medicine.

1月11日,根据国务院批复,国 家发展和改革委员会将《促进中部地 区崛起规划》印发山西、安徽、江西、 河南、湖北、湖南中部6省人民政府 和国务院各部门。根据该《规划》,自 主创新成为中部崛起重要支撑。

《规划》指出,要以核心技术、关 键技术研发为着力点,建设现代装 备制造业及高技术产业基地。增强 自主创新能力,提升装备制造业整 体实力和水平。加快发展高技术产 业,以高新技术和先进适用技术改 造传统制造业。将重点发展高压输 变电设备、大型矿山开采设备、数控 机床及关键功能部件、新型农业装 备等装备制造业,大力支持电子信 息、生物工程、现代中药等高技术产 业的研发和产业化。