



Circular Concerning the Printing and Distribution of Implementing Measures on Experimental Areas for Cluster Development of National IP Service Sector (Trial)

G. ZH. F. G. Z. [2012] No. 61

The intellectual property offices of all provinces, autonomous regions and municipalities directly under the Central Government and Xinjiang Production and Construction Corps,

In order to thoroughly implement the Guidelines of the General Office of the State Council on Accelerating the Development of Hi-tech Service Sector, SIPO decides to launch experimental areas for cluster development of national IP service sector. Implementating Measures on Experimental Areas for Cluster Development of National IP Service Sector (Trial) is hereby printed and distributed for your implementation.

This Circular is hereby given.

June 5, 2012

Implementing Measures on Experimental Areas for Cluster Development of National IP Service Sector (Trial)

Article 1 These measures are made to guide the cluster development of the IP service sector, strengthen and regulate the work on the experimental areas for cluster development of national IP service sector (hereinafter referred to as the “ experimental areas ”) following the Guidelines of the General Office of the State Council on Accelerating the Development of Hi-tech Service Sector.

Article 2 By building experimental areas, improve the IP service management system in industrial cluster areas, optimize the service structure, improve the service capability, make the IP service sector bigger and stronger, and improve the full integration of IP services with IP creation, protection, utilization and management.

Article 3 Build experimental areas in industri-

al cluster areas. Priority should be given to national IP pilot demonstration parks, national hi-tech industrial bases and national integrated reform pilot cities when building experimental areas.

Article 4 The State Intellectual Property Office is responsible for responding, guiding and examining the establishment of the experimental areas. The intellectual property offices of the provinces, autonomous regions and municipalities directly under the Central Government (hereinafter referred to as “provincial intellectual property offices”) are responsible for recommendation of the experimental areas, business guidance and work coordination.

Article 5 Application conditions

5.1 People’s governments of the places to apply for building experimental areas shall high prioritize the development of the IP service sector, have a relatively sound IP management mechanism, and allocate funds for developing the IP service sector.

5.2 Places to apply for building experimental areas shall have significant industrial advantages and gather a group of innovation-oriented enterprises and leading enterprises, and the local innovation entities have higher demand on IP services.

5.3 Places to apply for building experimental areas shall have gathered at least 20 IP service agencies and be capable of meeting the local needs for IP services for patents, trademarks, copyright, geographic indications and new plant varieties.

Article 6 Application and reply procedures

6.1 People’s governments of places to apply for building experimental areas submit applications to the provincial intellectual property offices which then, if approving the applications upon examination, recom-

mend them to the State Intellectual Property Office.

6.2 The State Intellectual Property Office carries out merit-based selection of the places applying for building experimental areas. The application for and approval of experimental areas are organized once every year in principle.

6.3 With the approval to build an experimental area, the provincial intellectual property office shall develop a construction plan on the experimental area with the local people’s government and submit it to the State Intellectual Property Office for filing. The construction plan is used as an important basis for examining and approving the experimental area.

Article 7 The State Intellectual Property Office gives guidance on major issues concerning the building of the experimental areas, and provides support in such aspects as talent resources, information resources and funds. The provincial intellectual property offices and the people’s governments in places where the experimental areas are located shall identify the departments in charge of the building of the experimental areas, strengthen guidance, and provide more support. A special agency has to be designated or established in the experimental area to allocate supporting funds and implement the construction plan.

Article 8 The construction period of the experimental areas shall be 3 years, and it shall start from the date of approval. Upon the expiry of the construction period, the State Intellectual Property Office shall organize examination and acceptance. Those found to be excellent will be presented with the title of Demonstrative Areas for Cluster Development of National IP Service Sector; those found to be acceptable will keep the title of Experimental Areas for Cluster



Development of National IP Service Sector; and those found to be unqualified will lose the title of experimental areas.

Article 9 The power to interpret these Meas-

ures shall remain with the State Intellectual Property Office.

Article 10 These Measures shall be tried out upon promulgation.

Circular Concerning the Printing and Distribution of Regulations on the Application for Specific Fund for Sponsoring Overseas Patent Applications (Provisional)

G. ZH. F. G. Z. [2012] No. 67

The intellectual property offices of all provinces, autonomous regions, municipalities directly under the Central Government and cities under separate state planning,

In accordance with the provisions in Circular of the Ministry of Finance on the Printing and Distribution of Management Measures on Specific Fund for Sponsoring Overseas Patent Applications (C. J. [2012] No. 147), to guide the application for special funds and regulate the application behavior, the Regulations on the Applications for Specific Fund for Sponsoring overseas Patent Applications (Provisional) is hereby issued for your implementation.

This Circular is hereby given.

June 14, 2012

Regulations on the Application for Specific Fund for Sponsoring overseas Patent Applications (Provisional)

In order to well complete the work of application for specific fund for sponsoring overseas patent applications, these application regulations are developed

in accordance with Management Measures on Specific Fund for Sponsoring Overseas Patent Applications (Provisional) (C. J. [2012] No. 147).