

Circular on Publishing the IPR Enforcement Statistics of Nationwide IP Offices in 2010

G. ZH. B. H. G. Z. [2011] No. 44

Intellectual property offices of all provinces, autonomous regions and municipalities directly under the Central Government;

In order to further promote law enforcement among nationwide intellectual property offices, effectively improve the law enforcement capability and intensify crackdowns on IPR infringements and production and sales of counterfeited and inferior commodities, the IPR Enforcement Statistics of Nationwide IP Offices in 2010 is hereby published. Local intellectual property offices shall further identify best practices, carry forward achievements and overcome difficulties to enhance patent law enforcement in an innovative manner, and deliver new contributions to creating a favorable environment for innovation and development.

This Circular is hereby given.

February 23, 2011

IPR Enforcement Statistics of Nationwide IP Offices in 2010

The 2010 IPR enforcement data collected from nationwide IP offices (the “System”) shows a rapid development of patent enforcement and case handling, thanks to the intense attention paid by the System and the joint efforts of IPR enforcement bodies. Relevant statistics are hereby published as follows:

Statistics show that 1, 823 cases were handled in 2010 within the System. Specifically, 1, 095 patent dispute cases (comprising 1, 077 patent infringement

cases and 18 other patent disputes) were accepted and handled, representing a year-on-year increase of 132 or 13.71%; 728 counterfeit patent cases were investigated and handled, representing a year-on-year increase of 150 or 25.95%; accumulatively 20, 646 enforcement officers were mobilized, representing a year-on-year increase of 7, 406 or 55.94%; accumulatively 10, 642 business places were inspected, up 4, 629 or 76.98% over a year ago; 2, 134, 668

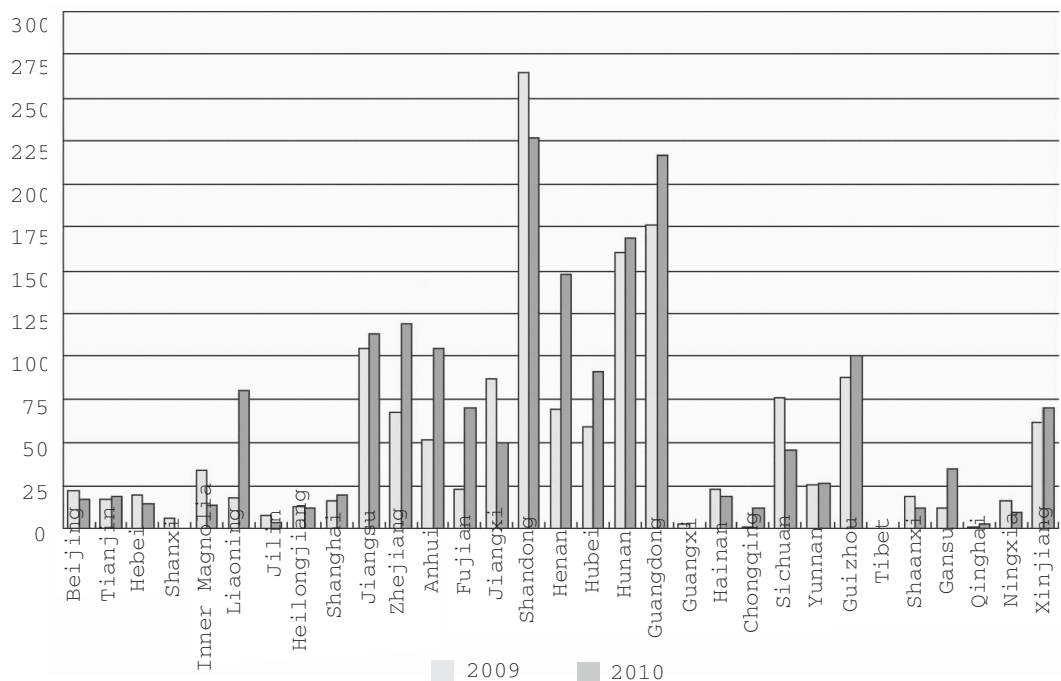


items of products were inspected, up 812, 147 or 61.41% over a year ago; 972 activities of inter-regional collaboration in patent enforcement were carried out, up 768 or 376.47% over a year ago.

The nationwide volume of IPR enforcement cases handled in 2010 shows an overall trend of increase. Except for a few provinces that found their IPR enforcement cases in a slight decline, most regions saw a marked increase in the number of cases when compared with 2009. 17 provinces recorded an increase in 2010. By number of increased cases, the top five provinces were Henan (up 79 or 114.49%), Liaoning (up 62 or 344.44%), Anhui (up 54 or

105.88%), Zhejiang (up 52 or 77.61%) and Fujian (up 47 or 204.35%); by growth rate of such cases, the top three provinces (or administrative regions at the same level) were Chongqing (up 1100%), Liaoning (up 344.44%) and Fujian (up 204.35%). 13 provinces witnessed a decline in IPR enforcement cases in 2010. By number of decreased cases, the top three provinces were Shandong (down 37 or 14.02%), Jiangxi (down 37 or 42.53%) and Sichuan (down 30 or 39.47%). No data is available from Shanxi, Guangxi and Tibet on the handling of patent disputes or cases of patent passing-off in 2010.

No. of cases handled



IPR Enforcement Cases Handled in 2009 vs. 2010 by Regions

Since the special campaigns against IPR infringements and production and sales of counterfeited and inferior commodities were launched in October 2010, the System has obviously stepped up patent enforcement and handled a markedly increased number of

such cases. From October through December 2010, 805 enforcement cases were handled within the System, accounting for 44.16% of the annual total of 2010. The System accepted 458 patent dispute cases (comprising 456 cases of patent disputes and 2 other

patent-related cases), representing a year-on-year increase of 288 or 99.13% and a quarter-on-quarter increase of 221 or 93.25%. 347 cases of patent passing-off were investigated and handled, representing a year-on-year increase of 175 or 101.74% and a quarter-on-quarter increase of 184 or 112.88%. The accumulative number of law enforcement officers mobilized was 7,044, representing a year-on-year increase of 3,567 or 102.59% and a quarter-on-quarter increase of 2,945 or 71.85%. Accumulatively 2,568 business places were inspected, representing a year-on-year increase of 1,263 or 96.78% and a quarter-on-quarter increase of 1,047 or 68.84%. 732,073 items of products were inspected, representing a year-on-year increase of 344,767 or 89.02%

and a quarter-on-quarter increase of 418,782 or 133.67%. 478 activities of inter-regional collaboration in IPR enforcement were carried out, representing a year-on-year increase of 386 or 419.57% and a quarter-on-quarter increase of 312 or 187.95%.

Local IP offices shall pay more attention to IPR enforcement, step up efforts in enforcement and case handling, proactively perform their statutory duties, and promote sustainable development of IPR enforcement by carrying out special campaigns, thereby laying a solid foundation for improving the work system and pushing forward IP-related work and aggressively fostering an environment conducive to innovation and development.

Circular on the Issuance of the Promotion Plan for the Implementation of the National Intellectual Property Strategy in 2011

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