



III: Strategy Implementation and Administration of IPR Protection

1. Strategy Implementation

(1) National intellectual property strategy

SIPO carefully carried out the duties as the Office of the Inter-Ministerial Joint Meeting on the Implementation of the National Intellectual Property Strategy and actively organized 28 members of the Inter-Ministerial Joint Meeting in formulating and promulgating of the Promotion Plan for Implementation of the National Intellectual Property Strategy in 2011. The Promotion Plan contained 176 concrete measures and 13 key measures, the latter of which shall be coordinated and promoted by the Office of the Inter-Ministerial Joint Meeting. SIPO finished the Summary Report of the Three Years' Work on the Implementation of the National Intellectual Property Strategy. The Summary Report was signed off by the members of the Inter-Ministerial Joint Meeting and then submitted to the State Council.

SIPO organized researches with members of the Inter-Ministerial Joint Meeting on “the contribution of IPR to strategic emerging industries”, “fostering and developing IP service industry”, and “the development of IPR of Radio, Film and Television”.



The 5th Plenary Meeting of Inter-Ministerial Joint Meeting on the Implementation of the National Intellectual Property Strategy.

SIPO held seminars of the information work of the National Intellectual Property Strategy, formulated the Method on Appraisal of Outstanding Groups and Persons in Information Work of the National Intellectual Property Strategy and the Handbook for Information Work of the National Intellectual Property Strategy. SIPO organized activities such as 2011 China High-Level Intellectual Property Forum and National Intellectual Property Strategy Lectures. SIPO also edited and published the Handbook for implementation of the National Intellectual Property Strategy.

SIPO conducted researches on IP strategy and obtained important findings in “theory and index system of the role of intellectual property in building a strong nation”, “imitation and piracy problem”, “fostering the development of IP service industry” and “IP management”.

(2) Intellectual property strategy for industries

SIPO pushed forward the IP work for strategic emerging industries and established a leading group with 8 departments. SIPO also established a leading group for formulation of Several Opinions on Strengthening the IP Work for Strategic Emerging Industries.

SIPO conducted IP analysis for major scientific and economic activities, issued the Opinions on Guiding the Enhancement of Patent Analysis, selected 5 pilot

places and formulated the Guideline for IP Analysis for Major Economic Activities. SIPO also authorized Development Research Center of the State Council to conduct a research on establishing IP Analysis Mechanism for economic activities. SIPO conducted analyses of two patents—early warning analysis for the patent of geophysical exploration technology of oil and gas exploration and exploitation and early warning analysis for the patent of bio-breeding technology—and raised policy suggestions for relevant industries. SIPO and Ministry of Industry and Information Technology jointly held the press conference on the development information technology patents.

SIPO and other departments issued policy documents to promote the incorporation of intellectual property into economic, technological and industrial policies. SIPO formulated and issued the Opinions on Guiding Intellectual Property Work in Industry and Information Technology jointly with Ministry of Industry and Information Technology, the Guidelines for the Major Fields of High Technology Industrialization Given Priority in Development at Present with National Development and Reform Commission, Opinions on Guiding the Enhancement of the Work of Intellectual Property of Traditional Chinese Medicine with State Administration of Traditional Chinese Medicine, and Opinions on Guiding the International Development of Strategic Emerging Industries with Ministry of Commerce.

SIPO also submitted to the State Council reports on IP problem in seed industry, small and medium enterprises, transgenic technology and traditional Chinese medicine.

(3) Regional intellectual property strategy

SIPO held the Working Meeting on the Implementation of Local IP Strategy and planned the key areas in 2011, 2012 and the whole 12th Five-Year Plan period. SIPO finished this year's planned work of building a demonstration province with the Jiangsu government and the two sides signed the cooperative framework agreement. SIPO authorized local IP offices to conduct IP evaluation, drafted Opinions on Guiding the Implementation of Local IP Strategies and organized the editing of Key Points in the Implementation of Local IP Strategies 2012. SIPO also organized training class of the implementation of local IP strategies and sorted out policy documents of the formulation and implementation of provincial and local IP strategies.

SIPO issued Several Opinions on the implementation of Intellectual Property Strategy and accelerating Intellectual Property Development in the Western. SIPO and National Development and Reform Commission jointly conducted investigation on the implementation of IP strategy in Old Industrial Base of Northeast China and explored new working approach. SIPO also organized the



Working meeting between SIPO and Jiangsu Provincial government on cooperation in building demonstration province of national intellectual property strategy.

Workshop on the Formulation and Implementation of Regional IP Strategies, encouraging communication and exchanges concerning the cross-region implementation of IP strategies and the integration of IP work with the formulation of national regional development plan. SIPO implemented the Notice of the General Office of the State Council on Issuing the Plan on the Division of Key Work among Departments to Implement the Guiding Opinions of the State Council on Central and Western Regions' Undertaking of Industrial Transfer and finished the 2011 summary report of the IP work in the development of western China.

SIPO compiled and published the findings of the special researches on IP strategy for northeast China and regional IP strategies, conducted researches on implementation model for IP strategy, and finished the management, budgeting and inspection of IPR Promotion Project for Old Industrial Base of Northeast China and IPR Promotion Project for Regional Economy.

(4) Promotion of national patent development strategy

SIPO issued Promotion Program for National Patent Development Strategy 2012 which was oriented by the need of economic and social development and centered on the utilization of patent system and resources. SIPO also identified 10 special plan including “patent quality improvement”, “developing patent service industry”, “facilitating transformation and upgrading of enterprises” and etc., marking these 10 areas as the key work of implementing patent development strategy in 2012 and making efforts to carry them out.

SIPO formulated Implementation Plan for Promotion Program of National Patent Development Strategy 2012, established the leading group for IP strategy promotion, elaborated implementation plans for various work and guaranteed the successful implementation of all work related to patent strategy in 2012.

2. Policy Research

SIPO published Announcement on Application for 2011 SIPO Research Projects and Announcement on Announcement on Application for 2011 SIPO Research Projects, identified 28 projects for 2011 and 26 projects for 2012.

Over 40 research projects were evaluated and accepted. SIPO successfully held the 7th National Appraisal and Selection of Outstanding Investigation and Research Reports on Intellectual Property and Outstanding Findings of Research Projects. The event received over 180 reports and awarded over 40 of them. SIPO compiled the Collected Outstanding Investigation and Research Reports on Intellectual Property (VII).

SIPO organized investigations related to intellectual property proposals to CPPCC, knowledge conversion and utilization of patent information, conducted researches on topics such as intellectual property income of foreign organizations and enterprises, IPR awareness of science and technology researchers and intellectual property of imitative and pirated cell phones, and concluded with a number of research results.

3. Administration of IPR Protection

(1) Organizing and coordinating of intellectual property protection

SIPO organized the compilation of China's Intellectual Property Protection 2010 and Highlights of National and Regional Intellectual Property Protection.

SIPO organized the formulation of China's Action Plan on Intellectual Property Protection 2011, carefully push forward the Special Campaign against Intellectual Property Infringement and the Production and Sales of Counterfeited and Forged Commodities and carried out inspection work well.

SIPO also held Workshop on IPR Protection of Enterprises of mainland, Hong Kong, Macao and Taiwan 2011 and 2011 IPR Protection Symposium of Foreign Investment Institutions, sorted out questions and suggestions raised on the workshops by enterprises and made efforts to provide solutions or responses. SIPO also organized IPR protection and volunteer activities for Universiade 2011 in Shenzhen.

SIPO launched the Capacity Building Project for Intellectual Property Protection, and started investigation of IPR Protection Satisfaction Index.

SIPO, State Administration for Industry & Commerce, and National Copyright Administration jointly carried out evaluation and selection work for "2010 Major IPR Events and Influential Persons Appraisal".

SIPO organized researches on intellectual property protection, including "research on international IPR protection measures in the context of intellectual property strategy", "research on assessment index system for IPR protection", and "research on intellectual property protection and management for enterprises going abroad and participating in exhibitions".

(2) Intellectual property enforcement

SIPO issued Decisions on Strengthening Patent Administrative Enforcement, printed and distributed Guideline for Patent Administrative Enforcement, Documents and Forms for Patent Administrative Enforcement, Notice on Conducting Performance Assessment for Patent Administrative Enforcement and Intellectual Property Assistance and Filing Complaints, Notice on Several Points of Supervision of Administrative Enforcement and Inspection of Intellectual

Property Administrations, and Notice on Strengthening IPR Assistance and Service for Major Projects and High-Level Talents, which effectively advanced and standardized enforcement work. By the end of 2011, people's congresses of 26 provinces (autonomous regions/municipalities) and 11 cities had promulgated local laws for patent protection. Governments of 2 provinces (autonomous regions/municipalities) and 3 sub-provincial cities formulated local regulations for patent protection. Intellectual property offices in over 10 provinces (autonomous regions/municipalities) made standards on handling patent cases.

On the basis of the uniform plan of the State Council on implementing the Special Campaign against Intellectual Property Infringement and the Production and Sales of Counterfeited and Forged Commodities, intellectual property administrations across the country made remarkable achievements.

In 2011, all intellectual property administrations in China handled a total of 3,017 patent infringement cases, growing 65.5% than last year, and 1,110 exhibition patent infringement complaints, dispatched 175,432 person-time in enforcement teams, inspected commercial locations 12,346 times, checked 2,507,859 commodities, delivered 7 cases to public security authorities, delivered 14 cases to other departments, initiated 665 enforcement actions involving interdepartmental collaboration and 875 enforcement actions across regions. SIPO also participated in preparation of the Achievement Exhibition of Special Campaign against Intellectual Property Infringement and the Production and Sales of Counterfeited and Forged Commodities and showcased achievements of intellectual property administrations on SIPO website.

SIPO approved the establishment of 8 new IPR Assistance Centers. By the end of 2011, there had been 75 IPR Assistance Centers throughout the country. 55 local intellectual property offices joined the 5•26 Patent Law Enforcement Promotion Project. 38 judicial authorities, research institutes and legal service organizations became national patent protection key liaison units. The influence of 12330 IPR assistance and complaint hotline kept growing.

SIPO held the Working Meeting on Administrative Law Enforcement of Intellectual Property Administrations Nationwide. Intellectual property administrations of provinces, autonomous regions and municipalities across the country signed on the Agreement on Cross-Province (Autonomous Regions/ Municipalities) Patent Administrative Enforcement Cooperation. SIPO held the 5th National Intellectual Property Law Enforcement Forum themed “strengthening intellectual property law enforcement and creating favorable development environment” and adopted the National Intellectual Property Law Enforcement Forum Declaration.

(3) Intellectual property management

Intellectual property cooperative consultation mechanism, pilot demonstration projects, IPR Strong County Project

SIPO established cooperative consultation mechanism with government of Shaanxi province and held annual cooperative consultation meetings with governments of Guangdong province, Heilongjiang province and Hubei province. By the end of 2011, SIPO had conducted intellectual property cooperative consultation with 12 provincial governments (autonomous regions/municipalities).

SIPO issued Measures on Selection of National Intellectual Property Pilot Demonstration Cities (Districts), held onsite experience communication meetings for national intellectual property pilot demonstration zones, and organized senior training class of patent utilization for intellectual property demonstration enterprises and the first training class for division directors from countries of IP Strong County Project. Two new pilot zones for featured industry were established, which were National Intellectual Property Pilot Zone for Creative Industries (Zhengzhou) and National Intellectual Property Pilot Zone for Cloud Computing (Chongqing). By the end of 2011, there had been 104 national intellectual property pilot demonstration cities (of which 45 were demonstration cities; 28 were developing demonstration cities and 31 were pilot cities), 126 pilot counties (cities) for national intellectual property strong county project, 15 pilot counties (cities) for intellectual property of traditional knowledge, 41 pilot demonstration zones (of which 1 was demonstration zone; 12 were developing demonstration zone and 28 were pilot zones), 1,065 national intellectual property pilot units, 216 developing demonstration units, and 57 demonstration units.

Patent utilization and industrialization

SIPO signed the Strategic Partnership Agreement Concerning the Financial Services for the Intellectual Property of Medium and Small Enterprises with the Bank of Communication, issued Notice on Implementation of Strategic Partnership Agreement Concerning the Financial Services for the Intellectual Property of Medium and Small Enterprises between SIPO and Bank of Communication, and made efforts to promote intellectual property financial services for medium and small enterprises in 16 areas including Beijing. Chongqing Liangjiang New Area became a pilot site for intellectual property pledge loans with the approval of SIPO. SIPO also signed an agreement on the work of establishing National Pilot Zone for IP Financing and Investment with government of Nanhai District, Foshan. SIPO initiated various pilot works in near 20 regions across the country such as intellectual property pledge loan, financing and investment services and comprehensive pilot zones and established 17 provincial expert committees for intellectual property assessment.



Launching ceremony for Strategic Partnership between SIPO and Bank of Communication Concerning the Financial Services for the Intellectual Property of Medium and Small Enterprises.



Deputy Commissioner Xiao Xingwei attended the Launching Ceremony for Patent Information Comprehensive Service Platform & Unveiling Ceremony for China Medical City Patent Technology Exhibition and Trading Center in Taizhou.

SIPO pushed forward implementation of the promotion project for IP strategy for small and medium enterprises, jointly issued the Guideline for Work on IPR Trusteeship for SMEs Clustering with Ministry of Industry and Information Technology, starting the work of IPR trusteeship at 32 pilot organizations. SIPO held the National Working Meeting on the Work of IPR Trusteeship, established and push forward the supporting system of intellectual property service for medium and small enterprises, and organized trainings of utilization of patent information and patent management in China Petrochemical Corporation, Commercial Aircraft Corporation of China, Ltd, and China's key high-speed railway enterprises.

SIPO held the National Working Meeting on Patent Technology Exhibition and Trading and commended 10 outstanding organizations and 22 outstanding persons in the work of patent technology exhibition and trading. SIPO conducted performance evaluations for national patent technology exhibition and trading centers. By the end of 2011, 41 such centers had passed the evaluation.

From November 9 to 16, the 5th China Patent Week was held in provinces, autonomous regions and municipalities across the country simultaneously. This year's theme was "implementing the National Intellectual Property Strategy and Promoting Innovation and Development". 30 departments of the State Council, including Ministry of Foreign Affairs, National Development and Reform Commission and Ministry of Education, provincial (autonomous regions/municipalities) governments across the country and Xinjiang Production and Construction Corps participated in the event. Over 900 events were organized during the patent week in more than

150 cities, attracting the participation of some 800,000 people, 13,000 enterprises and 600 intermediate agencies. More than 300,000 posters and brochures were posted or handed out. Over 600 national and local media, including Xinhua News Agency, People's Daily and CCTV, broadcast or published around 1,800 pieces of news or articles about the patent week.

12 exhibitions related to intellectual property were held by SIPO and departments of the State Council or/and governments at various levels. Size and influence of these exhibitions further increased.

SIPO jointly conducted the rating of the 13th conference of China Patent Awards together with WIPO, and selected 15 China Patent Golden Awards, 5 China Industrial Design Golden Awards, 177 China Patent Excellency Awards and 35 China Industrial Design Excellence Awards. According to preliminary statistics, from the date when patents started to be valid to the end of 2010, the sales income of the 15 projects which received China Patent Golden Awards increased 42.5 billion RMB with a profit growth of 5.6 billion RMB; the sales income of the 5 projects which received Industrial Design Golden Awards increased 1.9 billion RMB with a profit growth of 0.7 billion RMB.

SIPO issued Administrative Measures on Filing Patent Licensing Contracts. In 2011, SIPO registered 1,953 patent pledge contracts with a total pledge amount of 8.97 billion RMB. Throughout the year, SIPO recorded 10,269 patent licensing contracts and 21,835 licensed patents, reflecting a rapid growth.

With the approval of SIPO, two patent receiving offices were established in Lanzhou and Haikou. By the end of 2011, there were 29 patent receiving offices nationwide in total.