Newsletter
April, 2012

Table of Contents

China Issues Annual Plan to Enhance IPR Protection..............................................................................................................1
NCAC to Interact with the Public on Copyright Law Revision...................................................................................................1
China Boasts Sharpest Growth in PCT Applications.................................................................................................................1
China Ranks 7th in International Trademark Filings in 2011....................................................................................................1
Trademark Applications in China Breaking 10mln.....................................................................................................................2
IPR Infringing trend Has Been Curbed in 2011 .........................................................................................................................2
Administrative Departments Will Have Rights to Seize infringing Goods.................................................................................2
Website for China’s Crackdown upon Infringement and Piracy opened ..................................................................................2

China Issues Annual Plan to Enhance IPR Protection

According to the annual plan in 2012, IPR protection policies for strategic emerging industries such as energy saving and environmental protection will be promulgated. At the same time, raising infringement cost and combating illegal actions will be main work this year.


NCAC to Interact with the Public on Copyright Law Revision

Before April 30, the National Copyright Administration (NCAC) will interact with the public on the amendment of Copyright Law via relevant media.

Some of the previous suggestions were included in this revision draft of Copyright Law on prolonging the protection period of photographic works, revising Article 43 of Copyright Law and adding right of renewal of visual art works into the law.


China Boasts Sharpest Growth in PCT Applications

According to the latest statistics released by the World Intellectual Property Organization (WIPO) on March 6, growth rate of applications originated from China has dwarfed for three straight years since 2009. China filed a total of 16,406 PCT applications in 2011, up 33.4%, sharpest in the world.

Chinese telecommunications equipment giant ZTE and its cross-town archrival Huawei have been global front runners for four years in a row. In 2011, ZTE snuck to the top with 2,826, ousting Japan’s Panasonic (2,463) and Huawei (2,463).


China Ranks 7th in International Trademark Filings in 2011

Statistics from WIPO website show that 2011 saw the highest number of international trademark applications ever filed under WIPO’s Madrid System for the International Registration of Marks (Madrid system).

Applicants from China ranked 7th, filing 2,149
international applications, or 5.1% of the total. Numbers show that China sees an 11.5% increase from 2010 in using the Madrid system. China remained No.1 in designations. 

Trademark Applications in China Breaking 10mln

As of March 29, 2012, China has seen its trademark applications and grants reach 10,000,346 and 6,892,999 respectively, maintaining the global leader in this regard, according to latest statistics released by the State Administration for Industry and Commerce (SAIC).

In addition, 288,900 filings were submitted in the first quarter of 2012, increasing by 7.7% on a year-on-year basis.

IPR Infringing Trend Has Been Curbed in 2011

Infringement of intellectual property rights (IPR) and counterfeiting has been effectively curbed in some regions and industries in China due to the special action deployed by the State Council to crack down upon IPR violations as well as the strengthened administrative and criminal enforcement activities by all regional departments.

Administrative Departments Will Have Rights to Seize infringing Goods

China’s copyright protection system is double-track system, i.e. administrative protection and judicial protection. To effectively fight against infringement and piracy actions and better China’s copyright administrative protection system, the proposed draft use other IP laws (Article 55 in Trademark Law and Article 64 in Patent Law) as a source of reference and newly regulates enforcement ways for copyright administrative management sectors, particularly the rights to seal up and seize illegal goods.

Website for China’s Crackdown upon Infringement and Piracy opened

The National Leading Group for Combating IPR Infringement and Counterfeits decided to open a website for combating IPR violation and counterfeits. The website is hosted by the National Leading Group Office for Combating IPR Infringement and Counterfeits and its members and undertaken by China Network TV with the purpose of releasing authoritative information on China’s combating IPR violation and counterfeits.