Creating IP Vision for the World



Japan Intellectual Property Association

## Interim Report Study of "Unity of invention"

### International Policy and Strategy Project Takashi Ohashi

May 21, 2015 Suzhou, CHINA

### (1)1<sup>st</sup> STEP Overall analysis

#### TABLE.1The ratio of unity rejection

	Chemistry	Electrical	Instruments	Mechanical	Average
	_	Engineering	(Optics, etc)	Engineering	
US	56%	15%	28%	28%	36%
EP	8%	6%	8%	3%	<mark>6</mark> %
JP	3%	2%	5%	1%	3%
CN	4%	1%	1%	2%	2%

**Economic Burden (estimated by JIPA)** 

Assuming there is at least 25% difference in the proportion of restriction requirement (or OA having unity rejection) between Japan and US. 80,000 cases/year × 0.25 × 400,000 JPY/case (divisional application cost) = 8 billion JPY (67 million USD)

#### **☆Our First Recommendation**

Every office should adhere to the PCT standards (STF)

## (2) 2<sup>nd</sup> STEP detailed study

The ratio of unity rejection (US) TABLE.2 Chemistry **Electrical** Instruments Mechanical (Optics, etc) Engineering Engineering Non-15% 28% 28% PCT 53% PCT 58% 15% 29% 28%

TABLE.3 number and ratio of the cases which did not received unity objection in ISR, but receive unity objection in the national examination phase

	US	JP(ISA)	EP	CN	KR
number	16	1	5	4	3
ratio	16%	1%	5%	4%	3%

#### ☆Our Second Recommendation to the offices <u>Unification is necessary for STF determination</u>



# Thank you for your attention.

Creating IP Vision for the World

**Japan Intellectual Property Association** 

