

CITATION OF PRIOR ART

2015. 5. 21.

Jaewoo Park



Differences of Citation of Prior Art Requirements in IP5 Offices

	Obligation to state background art	How to disclose prior art references	Applicant's obligation to submit cited document in foreign offices	Effect of not complying with citation of prior art
EPO	Y	In the background	N	Reason for refusal and reason for invalidation
JPO	Y	In the background	N	Reason for refusal but not for invalidation
KIPO	Y	In the background	N	Reason for refusal but not for invalidation
SIPO	Y	In the background	N	Reason for refusal and reason for invalidation
USPTO	Optional	A separate IDS document	Yes	Not enforceable if there exists an inequitable conduct