

# **Industry IP5 Harmonization Topics List**

## **September 20, 2013**

### *High Priority Topics*

#### **Common Patent Procedures**

- 1. Methodology for Applying Nonobviousness/Inventive Step**  
Motivation or just general reasoning; Comparing “differences or “similarities”;  
Problem-solution approach
- 2. Citation of Prior Art**  
Information disclosure requirements (IDS); Remove requirement in Europe to insert closes prior art in spec, and JP requirement for prior art in background
- 3. Unity of Invention**  
Uniform application in all countries  
US implementation of Unity  
Double patenting
- 4. Written Description and Sufficiency of Disclosure**  
Effect on claim validity  
Effect on claim interpretation and claim scope; Literal support in the specification; Amendment of the specification; US Section 112 practice/written description requirement
- 5. Claim Drafting and Structure**  
Different numbers of claims  
Different claim types allowed  
Effect of different claim drafting practice on search results and worksharing;  
Rule 43.1 EPC – remove 2 part claims; Rule 43.7 EPC – remove reference numerals
- 6. Patent Assignment and License Recordal**  
Ability to have standardized forms/format and standardized procedures; Ability to file global assignment in one location with effect worldwide
- 7. Claim Interpretation**

#### **Global Dossier-related Patent Procedures**

- 1. Global assignments, transfers and changes to powers of attorney**
- 2. Electronic Priority Document**  
Accept electronic existence of a priority document without need to have a copy in each patent office
- 3. Using CCD to meet prior art citation requirements**
- 4. Harmonize written description requirements**
- 5. Harmonize standards of patentability**