

PHEP – CITATION OF PRIOR ART

Updates on the Next steps

IP5 Heads and Industry Meeting | 31 May 2017 | Valletta



Recent progress

- ❖ IP5 Offices agreed to **draft an outline of the goal** envisioned on the **IT-based mechanism** to be provided to WG2 | PHEP Meeting (Oct. 2015)
- ❖ **WG2 reviewed the draft** of business requirement provided by PHEP | WG2 Meeting (Feb. 2016)
- ❖ **WG2 presented 'IT Feasibility Study'**, in response to the PHEP's Business requirement, including its opinions, limitations and **possible IT solutions like the OPD and the CCD** | Ad-hoc PHEP Meeting (Mar. 2016)

Recent progress

- ❖ **Next step for the IT-based mechanism for ‘Citation of Prior Art’ was endorsed** | Heads Meeting (Jun. 2016)
 - PHEP would revisit business requirement to clearly define the objective and functions of IT system based on the information from the feasibility study of WG2.
 - WG2 would design the IT system satisfying the business requirement considering full utilization of existing IT structures.
 - Each Office would continue internal consultations on this issue.

- ❖ KIPO presented **recent progress and future work** | PHEP Meeting (Oct. 2016)

Recent progress

- ❖ PHEP provided WG2 with **revised business requirements**, including objectives, essential & desirable functions of an IT system for Citation of Prior Art | (Jan. 2017)
- ❖ KIPO briefed **recent progress** and **future work** to users | ICG Meeting (Jan. 2017)
- ❖ **Next step for preparing a matrix for survey** was endorsed | Deputy Heads Meeting (Apr. 2017)

Objectives of IT System

- ❖ To easily view citation data of other offices for IP5 examiners
- ❖ To reduce the burden of applicants to submit prior art
- ❖ To improve the efficiency of work-sharing

Feedback from IP5 users (ICG Meeting, 2017)

- ❖ Reduction of user burden remains a priority
- ❖ Clear definition of IT solution requirements is necessary
- ❖ Development timeline needs to be shared as soon as possible
- ❖ Resolution of NPL copyright issues remains a priority

Updates on the Next steps

- ❖ (KIPO) To **prepare a matrix for in-depth Survey** together with WG2 staff of KIPO (June 2017)
 - As for the matrix, PHEP and WG2 staff of KIPO will work together in a way that PHEP staff will review relevant patent law, regulations and examination practices to give its input to WG2 staff

- ❖ (KIPO) **Complete the in-depth survey** (September 2017)

Updates on the Next steps

- ❖ (USPTO) To **proceed ‘Access to Relevant Prior Art’ project and present the results of the project** at the PHEP meeting (November 2017)
- ❖ (KIPO/USPTO) To **present the progress of this project** including IT review of WG2 to the PHEP meeting (November 2017)



Thank you!