

THE UNITARY PATENT IN THE REGISTER

DR. YOLANDA SÁNCHEZ GARCÍA | USER ENGAGEMENT MANAGER | 04 DECEMBER 2024



AGENDA

- Legal framework
- Supplementary Protection Certificate(s) (SPCs)
- Proceedings before the Unified Patent Court (UPC)
- Territorial scope of a Unitary Patent
- Unitary Patent as a family member
- Support and reference material



European Patent Register

LEGAL FRAMEWORK

[Unitary Patent Protection implementing Rule 16\(1\)](#)



UNITARY PATENT PROTECTION IMPLEMENTING RULE 16(1)

Entries in the Register for unitary patent protection

- Supplementary protection certificate(s) – Rule 16(1)(v)
- Proceedings before the Unified Patent Court – Rule 16(1)(o), (q)



SUPPLEMENTARY PROTECTION CERTIFICATE(S) (SPCs)

[Supplementary protection certificates \(SPCs\)](#)



SUPPLEMENTARY PROTECTION CERTIFICATE(S)

UP About this file*

Supplementary Protection Certificate(s) 	Number	Date of issuance	Date of expiry	Decision on validity 
	AT SPCAUSTRIA1234	05.06.2018	01.01.2025	
	AT SPCAUSTRIA123	05.06.2018	01.01.2026	
	AT SPCAUSTRIA12	05.06.2018	01.01.2027	15.01.2024 invalid
	AT PEAUSTRIA1234	05.06.2020	01.06.2025	
	BE BELGIUMSPC1	18.10.2015	06.01.2028	
	BE BELGIUMPE1	18.10.2017	06.06.2028	
	DE GERMPE1	15.08.2019	23.11.2030	
	DE GERMSCP1	22.06.2021	23.11.2030	01.01.2024 valid
	DK DENMSCP1	03.07.2015	20.06.2025	
	EE ESTSPC1	05.02.2013	02.04.2038	02.01.2025 invalid
	EE ESPPE1	05.02.2014	02.10.2038	

*Mock-up

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PROCEEDINGS BEFORE THE UNIFIED PATENT COURT (UPC)

[Proceedings before the Unified Patent Court](#)



PROCEEDINGS BEFORE THE UNIFIED PATENT COURT

UP About this file* (for a Unitary Patent)

Proceedings before the Unified Patent Court			
		01	
➤ ACT_3311/2023	10.10.2023	Action (R) has been filed	
	11.10.2023	Decision by court of first instance	
	Infringed	Purport of decision	
		02	
➤ CC_3641/2023	24.10.2023	Action (C) has been filed	
		03	
➤ App_4363/2023	27.11.2023	Action (E) has been filed	
	27.11.2023	Decision by court of first instance	
	Confirmed	Purport of decision	

*Mock-up

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PROCEEDINGS BEFORE THE UNIFIED PATENT COURT

UP About this file* (for a Unitary Patent with SPCs)

Proceedings before the Unified Patent Court 01		
* ACT_3105/2024	06.06.2024	Action (I) has been filed
SPC: RO - C2015054		
	10.06.2024	Decision by court of first instance
	Infringed	Purport of decision
SPC: RO - C2015054	Infringed	Purport of decision
02		
* ACT_3169/2024	11.06.2024	Action (I) has been filed
SPC: DE - DE2024123456		
SPC: RO - C2015054		
03		
* ACT_3216/2024	13.06.2024	Action (I) has been filed
SPC: FR - FR2024/001/001		
SPC: RO - C2015054		
	13.06.2024	Decision by court of first instance
	Infringed	Purport of decision
SPC: FR - FR2024/001/001	Invalid	Purport of decision
SPC: RO - C2015054	Not infringed	Purport of decision

*Mock-up

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UNITARY PATENT TERRITORIAL SCOPE



UNITARY PATENT DIFFERENT GENERATIONS

Unitary effect is possible for all Member States participating in enhanced cooperation and for which the Agreement on a Unified Patent Court (UPCA) has entered into force at the **date of registration of unitary effect**:

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First generation

01.06.23-31.08.24, **17 states**

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First generation

01.06.23-31.08.24, **17 states**

Second generation

≥ 01.09.24 **+RO, 18 states**

UNITARY PATENT DIFFERENT GENERATIONS

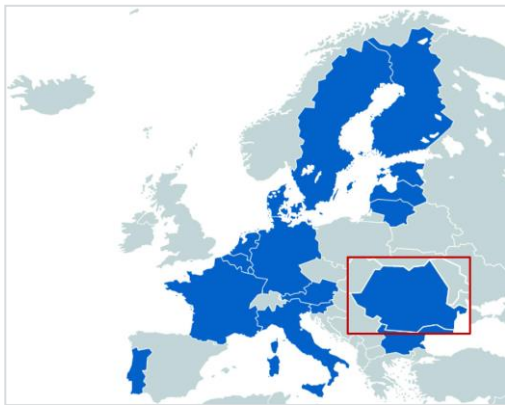
Unitary effect is possible for all Member States participating in enhanced cooperation and for which the Agreement on a Unified Patent Court (UPCA) has entered into force at the **date of registration of unitary effect**:

First generation

01.06.23-31.08.24, **17 states**

Second generation

≥ 01.09.24 **+RO**, **18 states**



UPCA ratified: **AT, BE, BG, DE, DK, EE, FI, FR, IT, LT, LV, LU, MT, NL, PT,**
RO, SE, SI

UNITARY PATENT DIFFERENT GENERATIONS

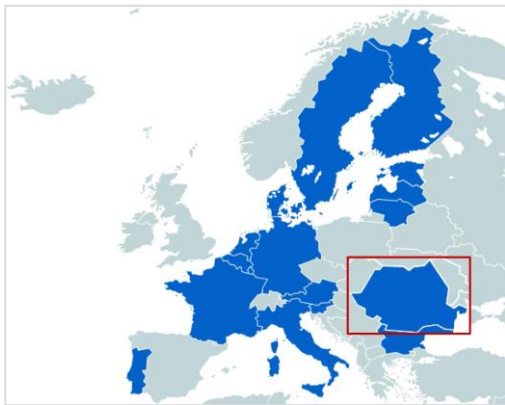
Unitary effect is possible for all Member States participating in enhanced cooperation and for which the Agreement on a Unified Patent Court (UPCA) has entered into force at the **date of registration of unitary effect**:

First generation

01.06.23-31.08.24, **17 states**

Second generation

≥ 01.09.24 **+RO**, **18 states**



UPCA ratified: **AT, BE, BG, DE, DK, EE, FI, FR, IT, LT, LV, LU, MT, NL, PT, RO, SE, SI**

UPCA not ratified: CY, CZ, GR, HU, IE, SK

UPCA not signed: PL

[Ratification UPCA](#)


UNITARY PATENT TERRITORIAL SCOPE

- **No extension** of the territorial coverage to other participating Member States which ratify the UPCA **after** the **registration** of unitary effect.
- **Different generations** of Unitary Patents with **different territorial coverage** in the initial years.
- Territorial coverage is indicated in the **Register** for unitary patent protection.

MEMBER STATES COVERED BY UNITARY PATENT PROTECTION


UP About this file

First generation of UP

Unitary Patent Protection	21.06.2024	Date of request for unitary effect [2024/31]
	29.08.2024	Decision on the request for unitary effect: Positive [2024/40]
	29.08.2024	Date of registration [2024/40]
	12.06.2024	Date of legal effect [2024/40]
Member States covered by Unitary Patent Protection 	29.08.2024	AT, BE, BG, DE, DK, EE, FI, FR, IT, LT, LU, LV, MT, NL, PT, SE, SI [2024/40]



Second generation of UP – RO ratified the UPCA

Unitary Patent Protection	26.06.2024	Date of request for unitary effect [2024/31]
	02.09.2024	Decision on the request for unitary effect: Positive [2024/40]
	02.09.2024	Date of registration [2024/40]
	05.06.2024	Date of legal effect [2024/40]
Member States covered by Unitary Patent Protection 	02.09.2024	AT, BE, BG, DE, DK, EE, FI, FR, IT, LT, LU, LV, MT, NL, PT, RO , SE, SI [2024/40]

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[EP3916184](#) / [EP4310122](#)

EUROPEAN PROCEDURE SECTION

EP Federated register

EP Federated register: EP4310122

Refine search

ST36

Espacenet

Submit observations

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PREPARATION METHOD AND APPLICATION OF LOW-CHLORINE EPOXY RESIN

Application No.	Publication No.	Applicant			IPC		
EP23186320	EP4310122	Zillion New Material Technology (Xi'an) Co., Ltd.			C08G59/02		
<div><div>EP C0</div><div></div></div>	<div>Status EP C0</div>	<div>Member States covered by Unitary Patent Protection</div> <div><div></div></div>	<div>Proprietor(s)</div>	<div>Invalidation date</div>	<div>Renewal fees last paid</div>	<div>Record last updated</div>	
	Unitary effect registered	AT, BE, BG, DE, DK, EE, EL, FR, IT, LT, LU, LV, MT, NL, PT, RO, SE, SI	Zillion New Material Technology (Xi'an) Co., Ltd.	19.07.2043	24.09.2024 year 02	16.11.2024	

Only designated contracting states, extension states and validation states providing the Federated Register Service are listed below.

Status	Application No.	Publication No.	Proprietor	Invalidation date	Not in force since	Renewal fees last paid	Record last updated
<div><div>CH/LI</div><div>Patent in force</div></div>	EP23186320	EP4310122	Zillion New Material Technology (Xi...	---	---	---	05.06.2024
<div><div>CZ</div><div>Patent lapsed - still in grace period</div></div>	CZ2023-186320	EP4310122	Zillion New Material Technology (Xi...	---	---	---	07.08.2024

EP4310122

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









[EP4310122](#)

UNITARY PATENT AS A FAMILY MEMBER



EUROPEAN PROCEDURE SECTION

EP Patent family (EP C0 record)

EP Patent family: EP4310122			
Family dossiers alerts:  RSS  Email			
 Refine search  ST36  Espacenet  Submit observations  Report error  Print			
Type	 Equivalent		
	Publication No.	Date	Type
	➤ CN115073712B  Global Dossier	07.07.2023	B
	CN115073712	20.09.2022	A
	Priority number	Date	
	CN202210858463	20.07.2022	
Type	 Equivalent		
	Publication No.	Date	Type
	➤ EP4310122  Global Dossier	05.06.2024	C0
	➤ EP4310122  Global Dossier	05.06.2024	B1
	EP4310122	28.02.2024	A3
	EP4310122	24.01.2024	A2
	Priority number	Date	
	CN202210858463	20.07.2022	

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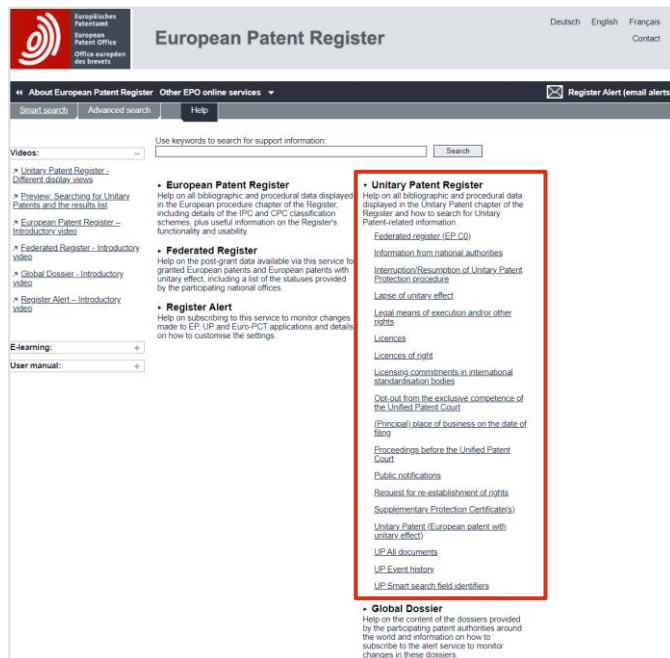
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SUPPORT AND REFERENCE MATERIAL

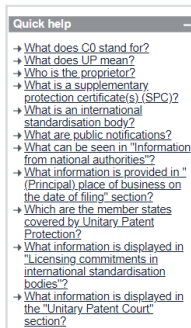


SUPPORT AND REFERENCE MATERIAL



The screenshot shows the European Patent Register website. The main navigation bar includes the EPO logo, language options (Deutsch, English, Français), and a 'Contact' link. Below the navigation bar, there are tabs for 'About European Patent Register', 'Other EPO online services', and 'Register Alert (email alerts)'. The 'Help' tab is selected, showing a search bar and a list of support resources. The resources are categorized into four main sections: 'European Patent Register', 'Federated Register', 'Register Alert', and 'Global Dossier'. The 'Unitary Patent Register' section is highlighted with a red box, indicating its importance in the context of the document.

- European Patent Register**
Help on all bibliographic and procedural data displayed in the European procedure chapter of the Register, including details of the IPC and CPC classification schemes, plus useful information on the Register's functionality and usability.
- Federated Register**
Help on the post-grant data available via this service to granted European patents and European patents with unitary effect, including a list of the statuses provided by the participating national offices.
- Register Alert**
Help on subscribing to this service to monitor changes made to EP UP and Euro-PCT applications and details on how to customise the settings.
- Global Dossier**
Help on the content of the dossiers provided by the participating patent authorities around the world and information on how to subscribe to the alert service to monitor changes in these dossiers.



The 'Quick help' section provides a list of frequently asked questions and links to detailed information. The questions are:

- What does C0 stand for?
- What does UP mean?
- Who is the proprietor?
- What is a supplementary protection certificate(s) (SPC)?
- What is an international standardisation body?
- What are public notifications?
- What can be seen in "Information from national authorities"?
- What information is provided in " (Principal) place of business on the date of filing" section?
- Which are the member states covered by Unitary Patent Protection?
- What information is displayed in "Licensing commitments in international standardisation bodies"?
- What information is displayed in the "Unitary Patent Court" section?



The 'European Patent Register User manual' section provides a link to the user manual for the register. It includes the text: (French and German translations to follow).



The 'Release notes archive' section provides a list of release notes for the register. The notes are categorized by date:

- Release notes - July 2024
- Release notes - March 2024
- Release notes - November 2023



The video thumbnail shows a presentation slide titled 'KL14-2024 UNITARY PATENT-RELATED INFORMATION IN THE EPO'S PATENT INFORMATION DATA, TOOLS AND SERVICES'. The slide lists the following topics: EUROPEAN PATENT REGISTER, EUROPEAN PATENT REGISTER, and EUROPEAN PATENT REGISTER. The video is 1:20:06 long.

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KEY TAKEAWAYS

✓ The European Patent Register provides bibliographic, legal and procedural information about Unitary Patents (UP).

✓ Unitary Patent Register entries - Rule 16(1):

- Supplementary Protection Certificates (SPCs)
- Proceedings before the Unified Patent Court (UPC).

✓ The European Patent Register displays the Member States covered by Unitary Patent Protection for the different UP generations.

✓ The "EP Patent family" view lists the "EP C0" as a family member, with links to the "UP All documents" view and Espacenet.



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