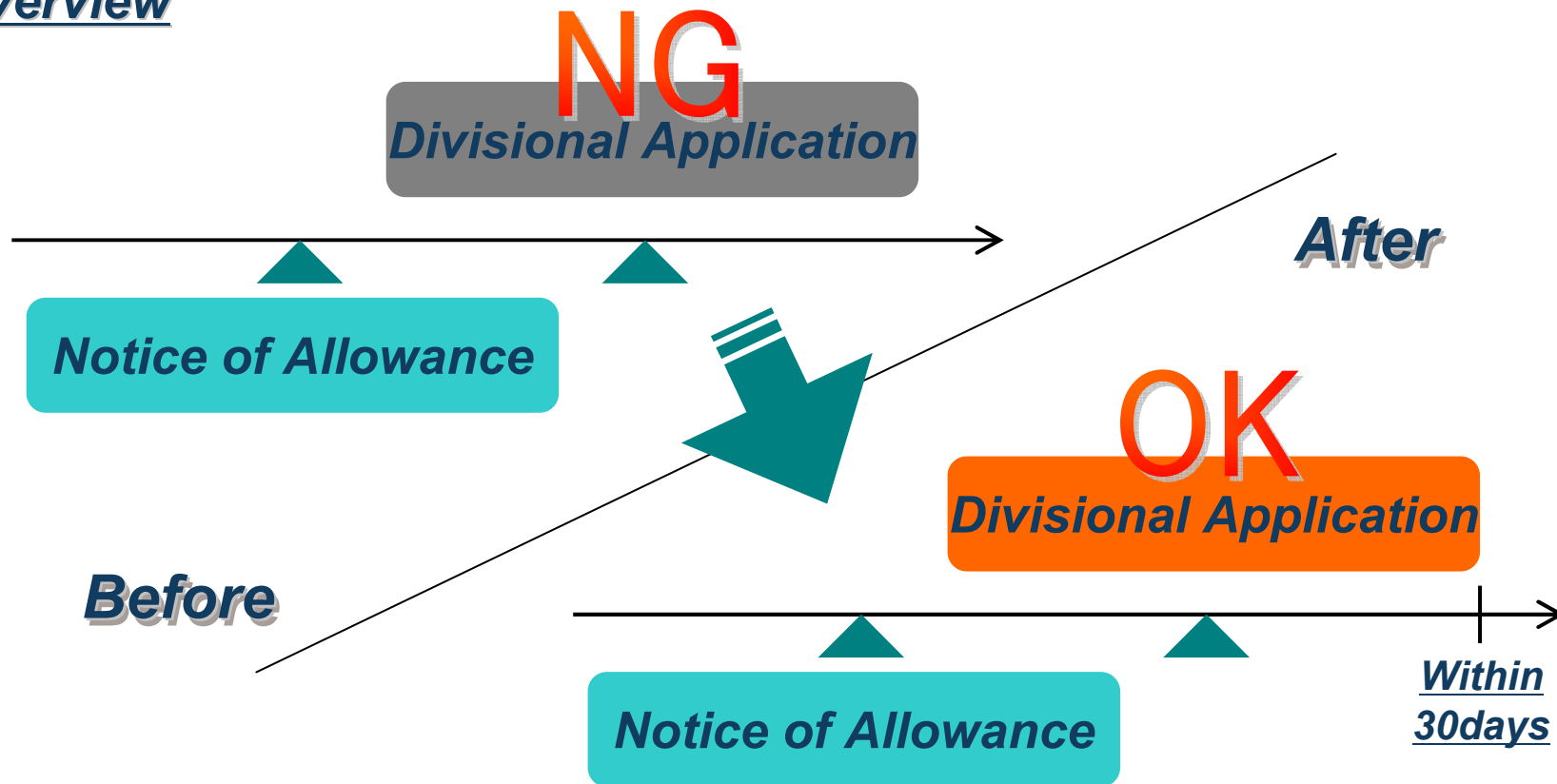

***2007 Revisions to
Japanese Patent Law***

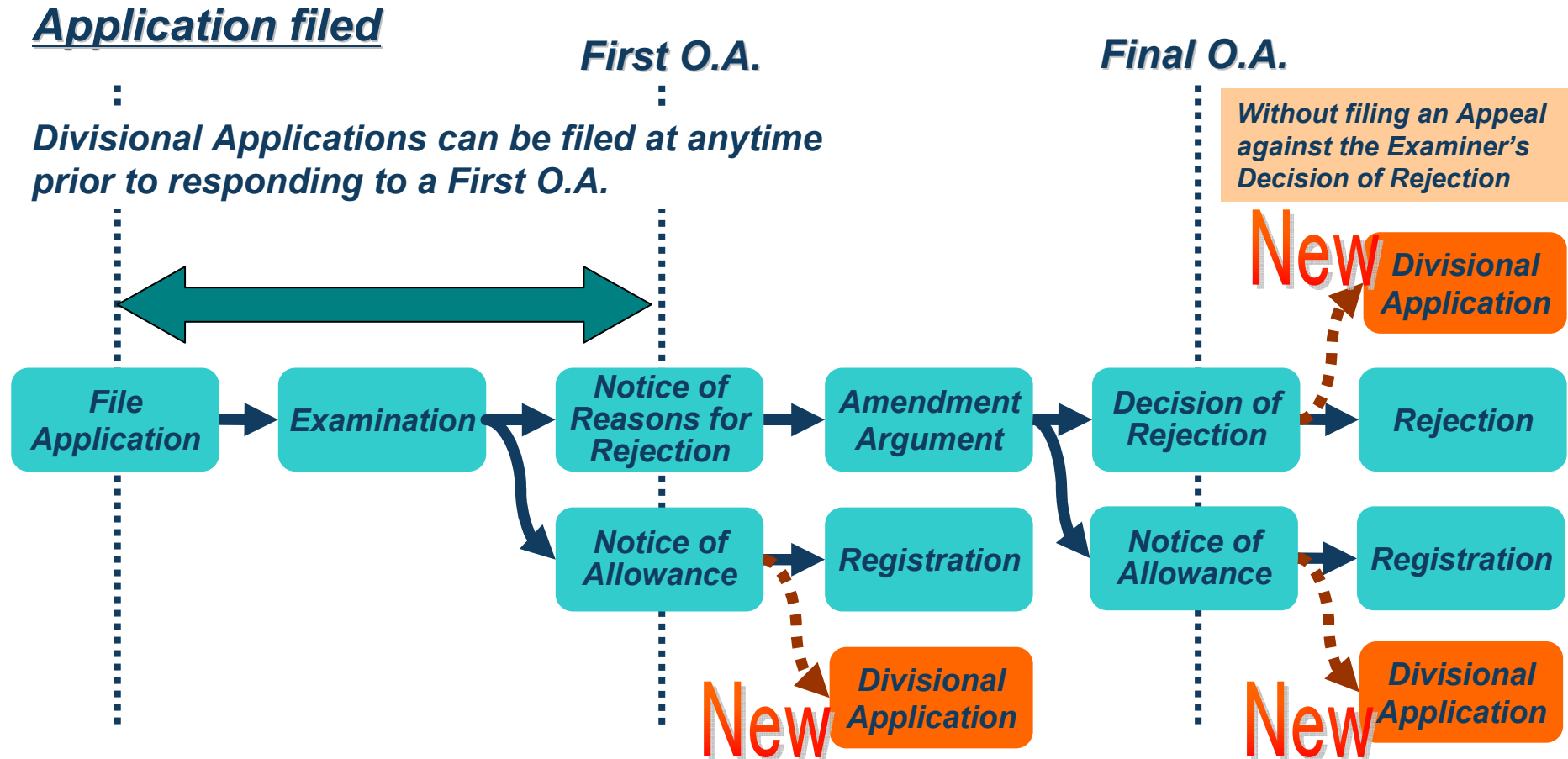
#1 Period for Filing Divisional Applications (A)

Overview



Effective April 1st, 2007, it is possible to file Divisional Applications within 30 days of a Notice of Allowance

#1 Period for Filing Divisional Applications (B)



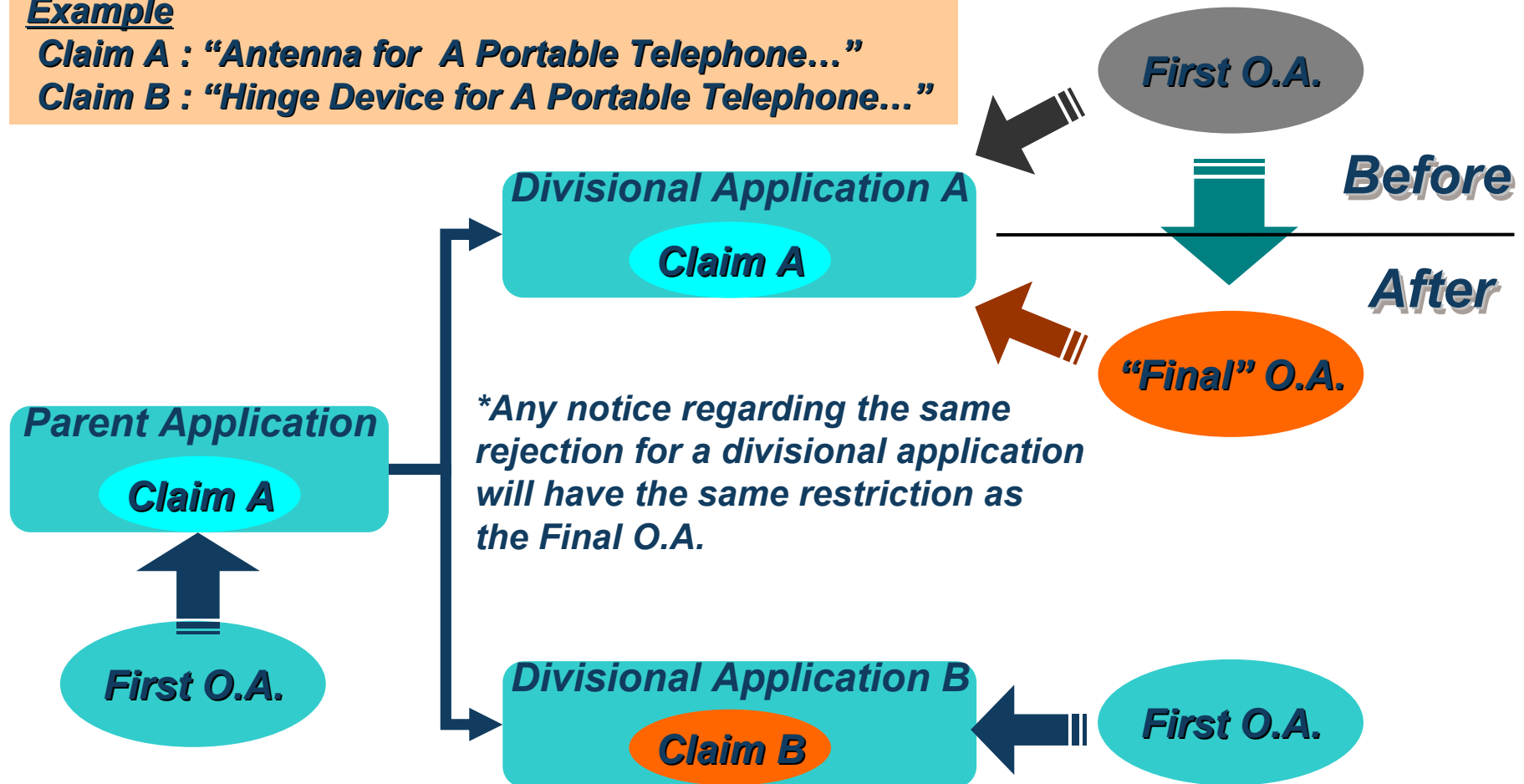
Effective April 1st, 2007, it is possible to file a Divisional Application even after the Notice of Allowance or Decision of Rejection

#2 Restrictions to Divisional Applications

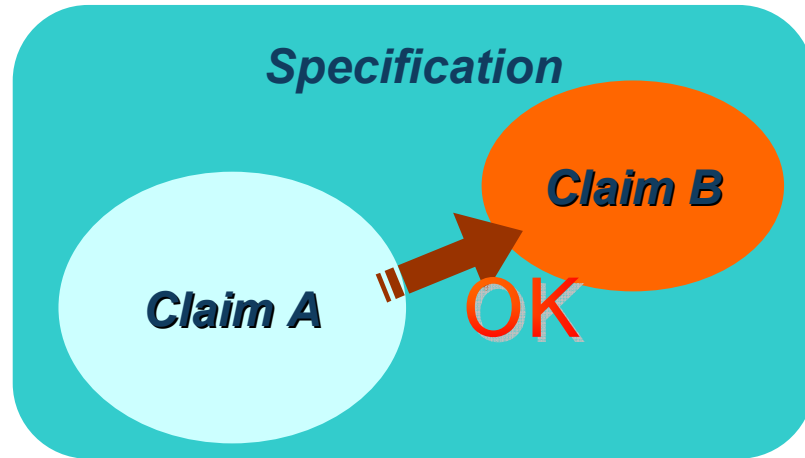
Example

Claim A : "Antenna for A Portable Telephone..."

Claim B : "Hinge Device for A Portable Telephone..."

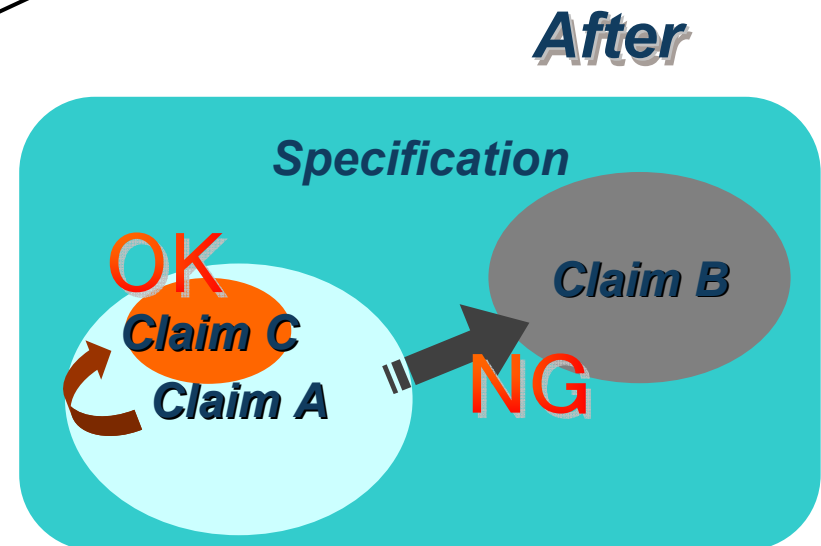


#3 Restrictions to Amendments



*Claimed subject matter (Claim A) could be amended to different subject matter (Claim B) even after the First O.A.

Before



After

*After the First O.A., an amendment for any change in subject matter (Claim A) must be made within the unity of an invention

Example

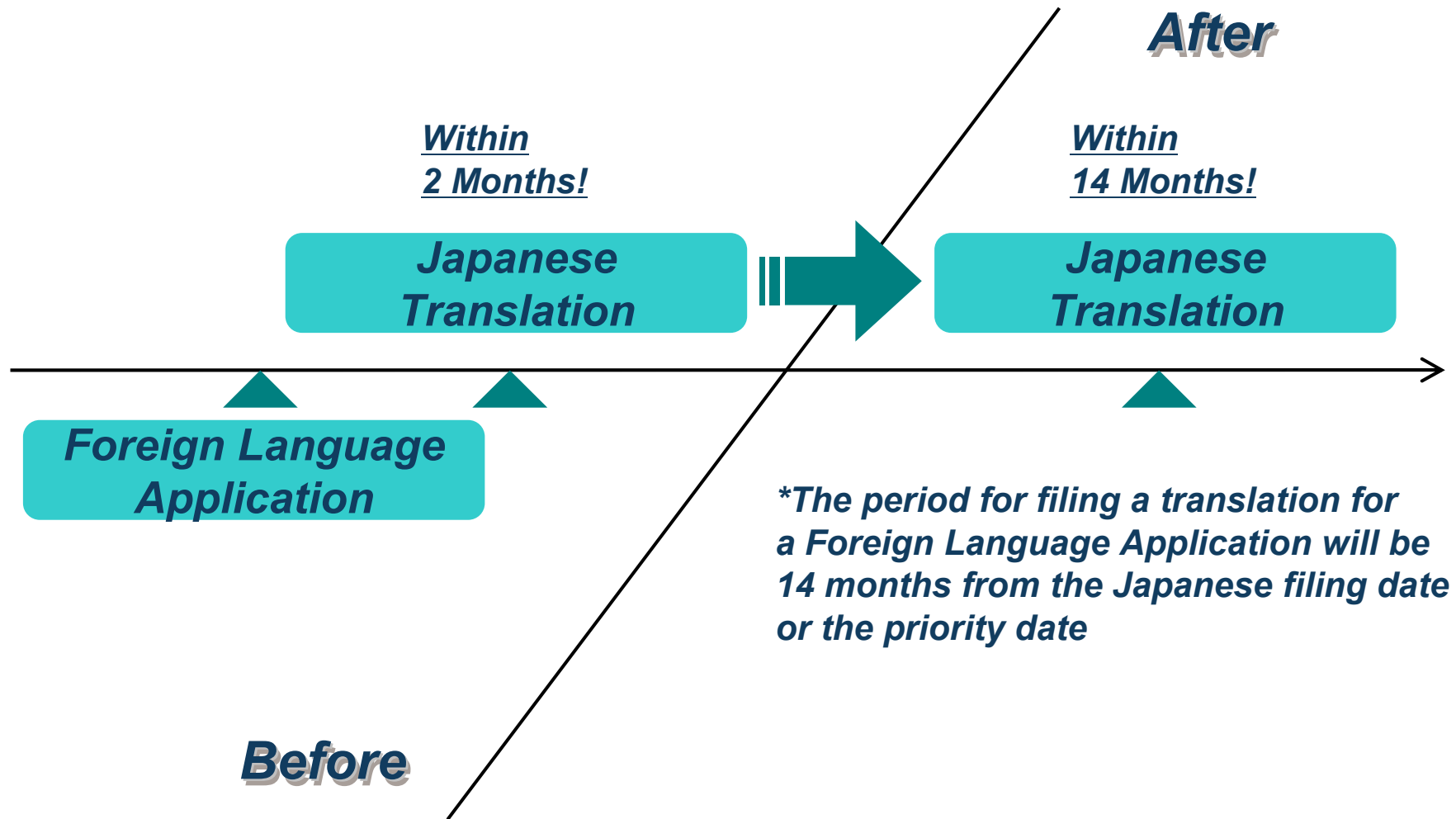
Claim A : “Antenna for A Portable Telephone...”

Claim B : “Hinge Device for A Portable Telephone...”

Claim C : “Antenna for A Portable Telephone with high capacity condenser...”

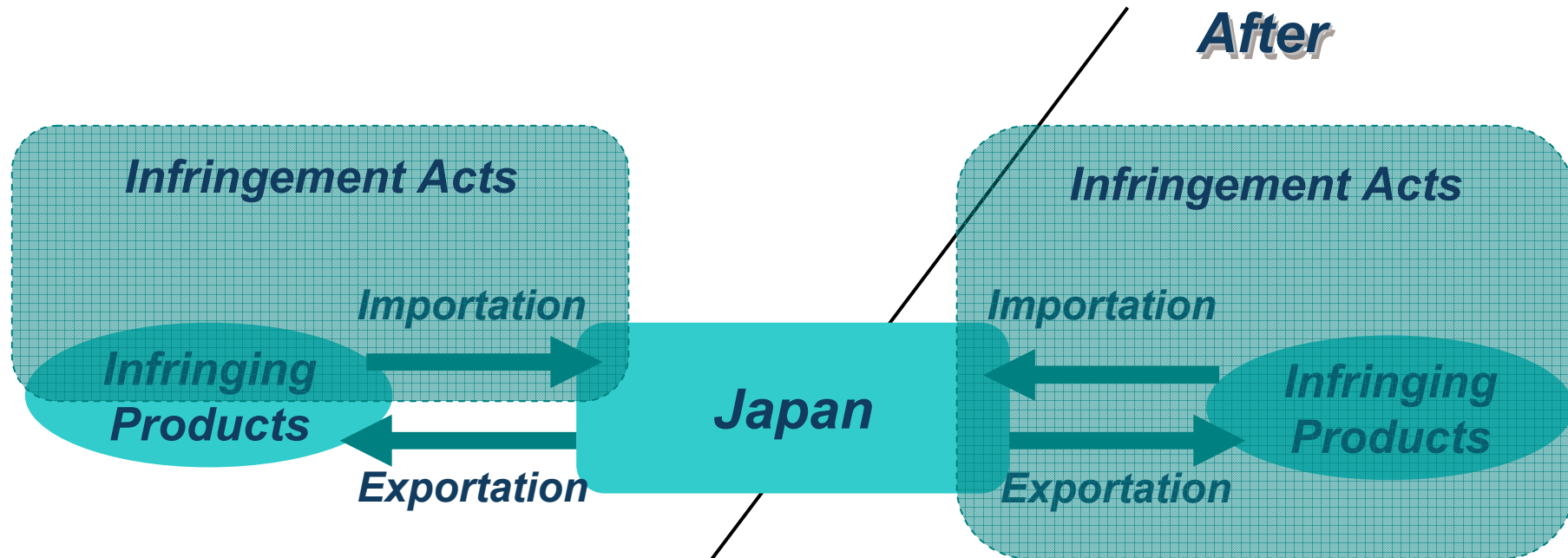
**Japanese Patent Law Section 36bis. etc.*

#4 Period for Filing Japanese Translations



**Japanese Patent Law Supplementary provision etc.*

#5 Expansion of Infringement Acts



**Infringement acts covers importing products/goods only*

**Infringement acts covers both importing and exporting products/goods*

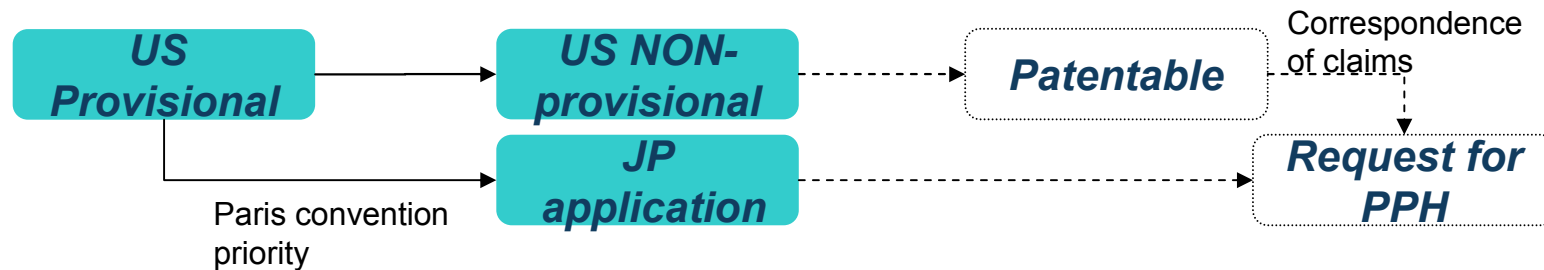
Before

After

Patent Prosecution Highway (PPH) between the JPO and the USPTO

Eligibility / Filing a PPH request with the JPO

Case1: When an applicant has filed a U.S. application and a Japanese application based on a U.S. provisional application, if the U.S. application is determined to be patentable first, the Japanese application is eligible for the PPH



Case2: When a U.S. application derived from a U.S. basic application, e.g. divisional application, continuation application or continuation-in-part application, is determined to be patentable in the U.S., the Japanese application is eligible for the PPH based on the patentable claims of the claimed application

