

Survey and Research Themes of FY2004 Expert Committees

Expert Committee	Themes for Survey and Research
<p>The First Patent Committee</p> <p>The Second Patent Committee</p>	<ol style="list-style-type: none"> 1. Study/ Recommendations on Judicial System Reform <ol style="list-style-type: none"> (1) Recommendations relating to judicial system reform (2) Study/ Recommendations on Use of Third Party Organization in Dispute Settlement Procedure 2. Considerations/ Recommendations on Globalized Patent System <ol style="list-style-type: none"> (1) Study/ Recommendations on Suitable Enforcement in the Information Technology Age (Border Control et al. against Intellectual Property Infringement) (2) Study/ Recommendations on Establishment of Global Patent System (Ideal Priority System, et al.) (3) Considerations on How to Cope with SPLT and Other Globalization Measures (Considerations of SPLT 9/10 et al.) 3. Research/ Recommendations for Prompt and Appropriate Examination <ol style="list-style-type: none"> (1) Study/ Recommendations on Appropriate Implementation of Amendment Limitations (2) Research/ Recommendations on Appropriate Implementation of Requirements Relating to Inventiveness and Formality 4. Study/ Recommendations on Government -Industry-Academia Collaboration <ol style="list-style-type: none"> (1) Recommendations from Industry to Academia, Recommendations from Academia to Industry 5. Study/ Recommendations on Patent-Related Problems in Information Technology Age <ol style="list-style-type: none"> (1) Study on Court Decisions on Various Problems Relating to Infringement and Patentability in Information Technology Age (including Misappropriation) (2) Considerations/ Recommendations on Ideal Relationship of Post-grant Correction and Lawsuits (3) Study/ Recommendations on Quality and System of IP Experts
<p>The First International Affairs Committee</p>	<ol style="list-style-type: none"> 1. Study of past court decisions in US 2. Examination of trend concerning revision of laws and rules in US (including the 21st Century Strategic Plan)
<p>The Second International Affairs Committee</p>	<ol style="list-style-type: none"> 1. Study of method for obtaining European Patent effectively 2. Study of method for utilizing European Patent effectively 3. Research and study and response concerning patent-related issues in the global context for patent harmonization treaty, PCT reform and the trilateral examination cooperation
<p>The Third International Affairs Committee</p>	<ol style="list-style-type: none"> 1. Research and study concerning acquisition of patent in Asian countries (mainly China and Korea) 2. Research and study concerning exercise of patent right in Asian countries (mainly China)
<p>Biotechnology Committee</p>	<ol style="list-style-type: none"> 1. Examination of problems interfering the exercise of right concerning medical-related inventions 2. Examination of problems in obtaining and exercising the rights in the inventions related to cell therapy, including both domestic and overseas cases. 3. Study of trial decisions in the field of life science 4. Study of protection of method inventions as information property 5. Grace period issue in the medical field

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Software Committee	<ol style="list-style-type: none"> 1. Legal Protection of Computer Software Programs (as Patents, Copyright and Trade Secret) <ol style="list-style-type: none"> (1) Research/ Study on How Patents Are Granted to Software Program Inventions (2) Research/ Study on Enforcement of Software Program Patents and Recommendations to Patent Office (3) Research/ Study on Protection of Software Programs with Copyright and Trade Secret and Licensing Thereof (4) Research/ Study for Accumulation of Prior Arts Relating to Patents for Software Program and Business Methods and Recommendations to Related Authorities 2. Legal Protection of Business Methods <ol style="list-style-type: none"> (1) Research/ Study on How Patents Are Granted to Business Methods and Recommendations to Patent Office (on Application and Examination) (2) Research/ Study on How Patents Are Granted to Business Methods and Recommendations to Patent Office (on Enforcement)
Digital Contents Committee	<ol style="list-style-type: none"> 1. Research/ Study and Recommendations on Various Copyright-Related Problems in Digitalized and Networked Circumstances 2. Research and study concerning the process of copyright-related administration in enterprises 3. Research/ Study and Recommendations on Protection of Non-creative Databases 4. Research/ Study and Recommendations on Legal Problems on Network System and Contents Distribution <ol style="list-style-type: none"> (1) Legal Problems Focused on IP-Related Problems in Electronic Commerce (2) Liabilities of Digital Contents Providers
The First Intellectual Property Management Committee The Second Intellectual Property Management Committee	<ol style="list-style-type: none"> 1. Information disclosure of intellectual property in enterprises 2. Current management of employee's invention (especially concerning the right of inventors and the reasonable standard) 3. IP-based corporate management under the new trust system 4. Technical information management under the global corporate management 5. Ideal personnel for IP division for the future 6. IP management under the industry-academia collaboration after the universities became independent organization
Intellectual Property Information System Committee	<ol style="list-style-type: none"> 1. Examination and proposal concerning IP information system that can support corporate strategic IP activities <ol style="list-style-type: none"> (1) Examination and proposal concerning Paperless System of Japan Patent Office <ul style="list-style-type: none"> - Examination and proposal of specification concerning next-generation computer based application (Internet application) - Examination and proposal concerning electronic payment system corresponding with next-generation computer based application (Internet application) - Trend and research of Internet application to Patent Office in each country (2) Examination and proposal concerning collaboration between the Japan Patent Office Paperless System and the internal system of each enterprise <ul style="list-style-type: none"> - Examination and proposal concerning improvement of current Paperless System

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	<ul style="list-style-type: none"> (3) Examination and proposal concerning introduction and operation process of IP information system in a company (4) Certification of new function of the IP information system adopted by a company and proposal of specification <ul style="list-style-type: none"> - Seeking of possibility to realize the system through the verification test of new functions and the approximation of specifications with vendors, and proposal of specification (5) Training course related to IP information and the amendment of texts therefore (Common theme for the IP Information System Committee, IP Information Search Committee and Training Planning Committee)
Intellectual Property Information Search Committee	<ul style="list-style-type: none"> 1. Study and proposal concerning the exploitation of IP information for strengthening global competitiveness of enterprises <ul style="list-style-type: none"> (1) Study and proposal concerning exploitation of IP information by the analysis of patent map for use in business strategy (continued) (2) Study and proposal concerning the exploitation of citation information (continued) (3) Study and proposal concerning the effectiveness of concept search system (4) Comparative study concerning commercial full-text search system of Japanese patents (5) Comparative study of commercial search system of foreign patents (6) Study of patent information services provided by each Patent Offices (continued: mainly concerning specific data) (7) Examination of method for evaluating text data of the published patent applications in the past (8) Training course related to IP information and the amendment of texts therefor (Common theme for the IP Information System Committee, IP Information Search Committee and Training Planning Committee)
License Committee	<ul style="list-style-type: none"> 1. Study on royalty calculation (examining the examples in US, etc.) 2. Study and proposal concerning license agreement with public research institutions 3. Study of general provisions (mainly examining US or European style contracts) 4. Research and Study concerning IP license agreement in which corporate restructuring and merger or split-up are happend 5. Study on IP license involved in the process of a company adopting group company system 6. Study of implied license and the exhaustion of patents 7. Study of various problems involved in patent cross-license agreement 8. Study on patent pool and standardization
Design Committee	<ul style="list-style-type: none"> 1. Development of the following activities for realizing the strengthening of global competitiveness of Japanese industry from the aspects of protection, management and operation of industrial design: <ul style="list-style-type: none"> (1) Research and study concerning the protection of industrial design in Japan under the Intellectual Property Strategy Outline (2) Research and study concerning industrial design in China

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Trademark Committee	<ol style="list-style-type: none"> 1. Study concerning the ideal trademark system for the 21st century, and the development of following activities corresponding to the trend of amendment of laws and regulations: (continued) <ol style="list-style-type: none"> (1) Positively propose and represent JIPA's opinion and request to each of the concerned (2) Correctly understand the direction of the amendment of laws and regulations and convey necessary information to member companies 2. Study on legal theory for invalidating a right or finding an act as abuse of right in respect of trademark right (new)
Fair Trade Committee	<ol style="list-style-type: none"> 1. Research, study of and response to enforcement concerning counterfeit problems: <ol style="list-style-type: none"> (1) Research and analysis of actual enforcement in Asian countries (2) Research and study of legal system in Asian countries (3) Response to anti-counterfeit alliance representing JIPA 2. Analysis of and response to the effect of 2003 amendment of the Unfair Competition Prevention Law from practical perspective <ol style="list-style-type: none"> (1) Examination of ideal management of trade secret (2) Study of past decisions (including criminal case in connection with trade secret in the past)
Publication & Public Affairs Committee	<ol style="list-style-type: none"> 1. Matters Relating to Journal <ol style="list-style-type: none"> (1) Publication of Monthly Journal, "Chizai-Kanri Intellectual Property Management"; (2) Continued Publication of "JOURNAL OF JIPA" (3) Publication of Compiled Court Decisions (CD-ROM version); (4) Considerations on Rules on Prepublication Paper; and (5) Considerations on Publication of 300th Issue Memorial Issue of "Hanrei to Jitsumu (Court Decisions and Practices) 2. Matters Relating to Public Relations <ol style="list-style-type: none"> (1) Public Relations through Website
Training Planning Committee	<ol style="list-style-type: none"> 1. Planning and operation of new training course "Incubation of IP division leaders" 2. Reform and amendment of the conventional regular courses held in East and West (including Tokai) district (including the amendment of texts) <ol style="list-style-type: none"> EX) Reform and operation of IP information related courses 3. Reform of training courses for IP division and those for technical division 4. Planning and operation of mid-term and long-term vision for training courses 5. Establishment of standard for dispatching committee member to the training courses as a lecturer 6. Providing the results of committee activities to the training courses (as feed-back to member enterprises) 7. Planning and operation of temporary or provisional courses on timely matters 8. Research and study of online training courses utilizing information technology (both new courses and existing courses)