

Survey and Research Themes of FY2005 Expert Committees

Expert Committee	Themes for Survey and Research
The First Patent Committees	<ol style="list-style-type: none"> 1. Consideration / Recommendations on Globalized Japanese Patent System (continued) 2. Study on Compensation Suits and Companys' Response against them under the former Employees' Invention System (continued) 3. Study of Precedents on relation between "Invention written in specification" and description requirements (new) 4. Study / Recommendation on Strategic Patent Acquisition / Protection (new) 5. Ideal Notification of Reasons for Refusal from the Applicants' View (new)
The Second Patent Committee	<ol style="list-style-type: none"> 1. Right of Prior Use 2. Quality Management for Enforcement - Strength - Specification 3. Intellectual Property Judicial System in The View With Recent Legal Amendment 4. Problems on Tariff Law related Border Controls and Response against them (Pros and Cons of Introducing Japanese ITC) 5. Study of Precedents on Revised Indirect Infringement Provision
The First International Affairs Committee	<ol style="list-style-type: none"> 1. Points to take Care for Global R&D Presence 2. Trends of Claim Interpretation of U.S. Patent Rights 3. Article 112 of U.S. Patent Law - Related Decision and Its Trends 4. Doctrine of Equivalence ; post Festo Case
The Second International Affairs Committee	<ol style="list-style-type: none"> 1. Points to take Care of Effective Acquisition of European Patents 2. Points to take Care of Effective Utilization of European Patents 3. Recommendation to building Global Patent System from Japanese Industry 4. Strategy for obtaining International Patents by Using PCT etc.
The Third International Affairs Committee	<ol style="list-style-type: none"> 1. Outflow of Technology and Know-How to Overseas 2. Enforcement in China 3. How to handle with Inventions born in China 4. Response to Rejection of Patent Application in China
Biotechnology Committee	<ol style="list-style-type: none"> 1. IP Strategy for contributing Business Management <ol style="list-style-type: none"> (1) Effective Rights to protect Life Science related Intellectual Property <ul style="list-style-type: none"> · Patentability of Medical Operation related Invention, Examination on Novelty of Structural Homologue Gene Invention, Analysis of Medical Product related IP Judicial Decision in U.S., and Economic Valuation of Biotechnology related Patents 2. Policy Recommendation <ol style="list-style-type: none"> (1) Research Tools, Harmonization between Investigation / Study and IPR <ul style="list-style-type: none"> · Response to Expert Panel on IP Strategy, Council for Science and Technology Policy, Cabinet Office 3. Analysis of Appeal / Judicial Determination <ol style="list-style-type: none"> (1) Merck v. Integrab Case
Software Committee	<ol style="list-style-type: none"> 1. Problems on Software-related Invention in Examination Phase <ol style="list-style-type: none"> (1) Practitioners' Manual Preparation 2. Enforcement of Software related Invention <ol style="list-style-type: none"> (1) IPR Utilization in System Integration Service

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	(2) Indirect Infringement, Joint Infringement etc. (3) Analysis of Judicial Precedence and Issue of their Reports 3. Problems on Software Licensing, Copyright, and Trade Secret etc. (1) Countermeasure to Open Source Software (Copyright, Patent) (2) Practical Issues on Software License 4. Scope of the Protection of Software related Invention in China
Digital Contents Committee	1. Study / Recommendations on Various Copyright related Problems under Digitalized and Networked Circumstances (1) Restrictive Regulations for Right in Copyright Law (2) Analysis of Digital Contents related Judicial Precedent (3) Requirements for opposing to Third Party in Copyright License Agreements, in case of Licensor's Bankrupt 2. Study / Recommendations on Copyright related Administration in Enterprises 3. Study / Recommendations on Protection of Non-Creative Databases 4. Study / Recommendations on Legal Problems on Network System and Contents Distribution (1) Legal Problems focused on IP related Issues in E-commerce (2) Liabilities of Digital Contents Providers
The First Intellectual Property Management Committee	1. Survey and Analysis of Actual Condition of IP Management in Member Companies 2. Role of IP Activities in Management of Technology(MOT) (Contribute to build R&D Strategies) 3. Development of IP Personnel contributing Business Management (using of Out-company Tools, like Adult Graduate School)
The Second Intellectual Property Management Committee	1. IP Risk Management for Stable Business Management (response to IP related Compliance) 2. Properly Understand and Evaluate of Soft Asset in a Company (trace a Root of Their Competitiveness) 3. Current Management of Employees' Invention (Understand of Trend and Recommendation)
Intellectual Property Information System Committee	1. Study / Recommendation of IP Information System to support Strategic IP Activities in Business and to contribute Business Judgment (1) Paperless System in JPO (continued) · Internet Application to JPO · Prior Assessment of Internet Application with PCT-SAFE (2) Collaboration between JPO's Paperless System and Internal System in Each Company · Improvement of Current Paperless System (continued) (3) Introduction and Operation Process of IP Information System in Company (continued) · Finding Issues Companies face (based on Research Result in F/Y 2004) (4) Ideal IP Information System in Company based on JPO's Next System (Service and System Optimization Plan) · Find User Needs through Opinion Exchange with JPO (5) Amendment of JIPA Training Course Text related IP Information (Common Theme for IP Information System Committee, IP Information Search Committee, and Training Planning Committee)

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Intellectual Property Information Search Committee	<ol style="list-style-type: none"> 1. Study / Recommendation on Exploitation of IP Information for strengthening Global Competitiveness of Enterprises <ol style="list-style-type: none"> (1) Exploitation of Citation Information (continued) Effective Use of Cited Information on Japanese Patents for contributing R&D and Business Strategy in Enterprises (2) Use of Patent Map Effective Use of various Patent Map Processing Tool for contributing R&D and Business Strategy in Enterprises (3) Comparative Analysis of Patent Database in Japan User-friendliness in Function and Contents of Database (4) Naming F-term Investigate Maintenance Condition of naming and recording F-Term, Research Backup Material to report Related Organs (5) IPR Information Survey on Foreign Patent Effective use of INPADOC, PAIR etc. (6) Patent Search in Asian Countries (Korea, China, and Taiwan) Effective Use of Commercial Database in Each Patent Office (7) Amendment of JIPA Training Course Text related IP Information (Common Theme for IP Information System Committee, IP Information Search Committee, and Training Planning Committee)
License Committee	<ol style="list-style-type: none"> 1. Research / Study on IP License agreement in Asian Countries, mainly China 2. Research / Study on Internal Corporate IP license Agreement 3. Handling Instructions to conclude Know-how License Agreement 4. Case Study for License Agreement 5. Research / Study on IP License Agreement in case of Corporate Restructuring and Merger or Split-up(continued) 6. Research / Study on License Restriction Comparison among Japan, Europe, and the U.S. under the Anti-trust Law 7. Study on Implied License and Exhaustion of Patents (continued) 8. Research / Study on Various Problems in General License
Design Committee	<ol style="list-style-type: none"> 1. Research / Recommendation on Ideal Domestic Design System for contributing to Business Management <ol style="list-style-type: none"> (1) Summarizing Users' Opinions and Requests about Domestic Design System (2) Relation between Design System and Neighboring Design Protection Laws (3) Alternative Study on Design Protection Laws in Foreign Countries 2. Study on Recent Design System Development in Asian Countries <ol style="list-style-type: none"> (1) Problems on Recent Design System Development in Asian Countries
Trademark Committee	<ol style="list-style-type: none"> 1. Seeking the Ideal Trademark System in 21st Century and response to Law Amendment (continued) <ol style="list-style-type: none"> (1) Cooperating Industrial Structure Council etc. and summarizing and expressing Opinions about Law Revision as Representative of JIPA (2) Transmit Information to JIPA Member Companies about Law Revision 2. Ideal Way of Contribution of Trademark Section to Development and Promotion of Their Brand for contributing to Company Activities of Improvement of Corporate Value etc. (new)

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Fair Trade Committee	<ol style="list-style-type: none"> 1. Management of Trade Secret for contributing to Business Management <ol style="list-style-type: none"> (1) Analysis of and Response to Effect of Amended Unfair Competition Protection Law (2) Fact-finding Investigation of Confidential Information Management in Companies which advances in China 2. Countermeasures against Unfair Competition in Asia <ol style="list-style-type: none"> (1) Fact Analysis of Border Regulation in China and Research of Effective Use (2) Study on Regulations and Systems against Unfair Competition Acts in Asian Countries except for China 3. Study on Judicial Precedent about Wrong Competition 4. Support for JIPA Policy Project Activities
Publication & Public Affairs Committee	<ol style="list-style-type: none"> 1. Matters relating to Bulletin <ol style="list-style-type: none"> (1) Publication of Monthly Bulletin “Chizai-Kanri (Intellectual Property Management)” (2) Publication of English Biannual Bulletin “Journal of JIPA” (3) Preparation for Publication of 300th Memorial Issue of “Hanrei to Jitsumu (Court Decisions and Practice)” (4) Publication of Compiled Court Decision on CD-ROM 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 Mid-term and Long-term Vision for Training Course for cultivating Human Recourses contributing to Business Management 2. Reformation <ol style="list-style-type: none"> (1) Primary Course and Engineer Course (2) Advanced Course and Research Course (3) Overseas Training, esp. Study Tour to China (4) Infrastructure Improvement (review of Method for informing Training Course, Selection of Lecturers, and E-learning) 3. Linkage of Other Committees to enhance Training Courses 4. Planning and Operation of Temporary or Provisional Courses on Timely Matters
General Affairs & Planning Committee	<ol style="list-style-type: none"> 1. Recommendation on JIPA Activity to the Executives