



## TOPIC

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### The JPO releases a series of videos on its website to introduce the Japanese Design System 特許庁、意匠制度を紹介するビデオを作成、ネット配信開始

The Japan Patent Office (JPO) announced on February 2, 2009 the release on its website of a series of videos entitled "Design Rights: Protector of Originality". Through these videos, the JPO seeks to provide an outline of the Japanese Design System and of the design application process, so as to enable even first time users to get a better understanding of the aims and basis of the system.

The videos, shot like a television series and divided in three episodes, are available in both Japanese and English.

Reference:

[http://news.braina.com/2009/0202/rule\\_20090202\\_001\\_\\_\\_\\_.html](http://news.braina.com/2009/0202/rule_20090202_001____.html)

特許庁は2009年2月2日、初心者にも分かりやすく意匠制度の趣旨と基本が理解できるよう、制度の概要や出願方法等を紹介する映像コンテンツ『意匠権 ものづくりの強い味方』を作成し、インターネット配信を開始したと発表した。映像コンテンツは3本立ての構成で、意匠権の基本から出願方法までをドラマ仕立てで紹介している。なお、日本語版だけでなく英語版も同時に公開された。

参考URL:

[http://news.braina.com/2009/0202/rule\\_20090202\\_001\\_\\_\\_\\_.html](http://news.braina.com/2009/0202/rule_20090202_001____.html)

The Agency for Cultural Affairs discloses a draft government ordinance adding Blue-ray discs to the Compensatory payment system; gathers public feedback; implementation scheduled for April 1, 2009  
文化庁、ブルーレイ課金政令案公表し意見募集。2009年4月1日施行予定

The Agency for Cultural Affairs disclosed on February 3, 2009 a draft government ordinance partially revising a previous enforcement ordinance of the Copyright Law. This draft government ordinance adds Blue-ray disc recorders and the related recording formats to the list of products concerned by the Compensatory payment system regarding private music and video recording. The Agency will be gathering feedback from the public until March 4 and hopes for an implementation on April 1, 2009.

Adopted in 1992, the Compensatory payment system regarding private music and video recording makes payment of a compensatory amount compulsory in order to make up for the loss sustained by copyright holders as a result of the increase of private digital recording of music/video. The list of devices or mediums concerned by the system has been enlarged in accordance with the revisions of the Enforcement Ordinance of the Copyright Law. Recording mediums currently concerned by the system include DAT, MD, CD-R, CD-RW, D-VHS, DVD-RAM, DVD-R, DVD-RW, as well as the related sound/video recording devices. Following the new draft government ordinance, Blue-ray discs and the related recording devices will be added to the list. At this point, HDD recorders (such as Apple's iPod) remain unaffected by the system.

Reference:

[http://news.braina.com/2009/0204/rule\\_20090204\\_001\\_\\_\\_\\_.html](http://news.braina.com/2009/0204/rule_20090204_001____.html)



文化庁は2009年2月3日、ブルーレイディスクレコーダーとその記録媒体を私的録音録画補償金制度の対象に追加する「著作権法施行令の一部を改正する政令案」を公表した。同年3月4日まで意見募集を行い、同年4月1日からの施行を予定している。

私的録音録画補償金制度は、デジタル方式の録音・録画について私的録音録画の増大に伴う著作権者等の不利益を補償するため、補償金の支払いを義務づけることを目的に1992年に導入された。その対象機器や媒体は著作権法施行令の改正により追加されてきており、現在、対象となっているのは、DAT、MD、CD-R、CD-RW、D-VHS、DVD-RAM、DVD-R、DVD-RWなど記録媒体とその録音、録画機器などで、これに今回、ブルーレイディスクとそのレコーダーが追加される。なお、iPodなどのHDDレコーダーは見送られた。

参考URL:

[http://news.braina.com/2009/0204/rule\\_20090204\\_001\\_\\_.html](http://news.braina.com/2009/0204/rule_20090204_001__.html)

## The JPO releases a draft revision of the Handbook of Guidelines for the Formal Examination regarding provisional patent licensing and gathers public feedback 仮実施権登録等に関する方式審査便覧改訂案公表、意見募集

A draft revision of the Handbook of Guidelines for the Formal Examination was released by the JPO on February 5, 2009, who will be gathering public feedback until March 6, 2009. The Handbook of Guidelines for the Formal Examination describes the criteria used during the Formal Examination, as well as its general concept.

This time, as a result of the 2008 partial revision of Japanese Industrial Property Law, a new system of temporary exclusive and non-exclusive license has been introduced. Further, the Guidelines have been revised with regard to the extension of the period to request an appeal. They also include explanations regarding the relationship between interested parties and the scope of disclosure, and regarding forms such as the inspection request form.

Reference:

[http://news.braina.com/2009/0205/rule\\_20090205\\_001\\_\\_\\_\\_.html](http://news.braina.com/2009/0205/rule_20090205_001____.html)



特許庁は2009年2月5日、方式審査の基準・考え方を記載した「方式審査便覧」の改訂(案)を公表し、同年3月6日までの意見募集を開始した。

今回は、平成20年特許法等の一部改正に伴う仮専用実施権・仮通常実施権制度の創設及び審判請求期間の拡大に係る方式審査便覧の改訂が行われ、利害関係を有する者と開示範囲の関係、閲覧請求書などの書式などが記載されている。

参考URL:

[http://news.braina.com/2009/0205/rule\\_20090205\\_001\\_\\_\\_\\_.html](http://news.braina.com/2009/0205/rule_20090205_001____.html)

## The JPO sets up a online database of specialists to support the use of intellectual property in the business strategies of local communities and medium-sized and small companies 特許庁、地域・中小企業等知財戦略支援人材DBサイトを開設

As part of its "Training program for specialists supporting the elaboration in local communities of business strategies based on intellectual property", the JPO launched on February 6, 2009 an online database providing a list of specialists able to support, in the field of intellectual property, medium-sized and small companies and venture companies. The database aims at giving these companies a "meeting point" with the specialists they need for the elaboration of their intellectual property strategy.

Providing services such as lists of specialists having experience in the intellectual property department of large enterprises, this database is designed in order to be easily accessible by anyone looking for reference information or assistance regarding the implementation, by medium-sized and small companies and venture companies, of intellectual property-related business strategies.

Reference:

[http://news.braina.com/2009/0206/move\\_20090206\\_002\\_\\_\\_\\_.html](http://news.braina.com/2009/0206/move_20090206_002____.html)



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特許庁が2009年2月6日、「地域における知財戦略支援人材の育成事業」の一環として、中小・ベンチャー企業等が知的財産戦略構築等を行う上で必要な支援人材との「出会いの場」を提供することを目的として「地域・中小企業等知財戦略支援人材データベース」のサイトを開設した。

このデータベースは、「大企業の知財関係部局を経験されたOB等の支援人材」から登録されたサービス内容等のデータを蓄積し、本データベースから、誰でも簡単に参照、閲覧ができるようにしたもので、中小・ベンチャー企業等の知的財産戦略構築のお手伝いができる支援人材の情報を簡単に探すことができる。

参考URL:

[http://news.braina.com/2009/0206/move\\_20090206\\_002\\_\\_.html](http://news.braina.com/2009/0206/move_20090206_002__.html)



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Please contact us if you have any comments or require any information.

Please acknowledge that the purpose of our column is to provide general information on the field of intellectual property, and that the description here does not represent our legal opinion on a specific theme.

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