

THE NATIONAL OFFICE OF INTELLECTUAL PROPERTY OF
VIETNAM

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Effective utilization of PCT and International Work
Sharing Initiatives

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Division No 2

PATENT APPLICATION FILED FROM 2010 TO 2012

Year	By the Vietnamese	By the foreigner	Total
2010	306	3276	3582
2011	301	3387	3688
2012	382	3577	3959

PATENT GRANTED FROM 2010 TO 2012

Year	By the Vietnamese	By the foreigners	Total
2010	29	793	822
2011	40	945	985
2012	45	980	1025

FILED UTILITY SOLUTION APPLICATIONS

Year	By the Vietnamese	By the foreigners	Total
2010	215	84	299
2011	193	114	307
2012	198	100	298

GRANTED UTILITY SOLUTION PATENTS

Year	By the Vietnamese	By the foreigners	Total
2010	35	23	58
2011	46	23	69
2012	59	28	87

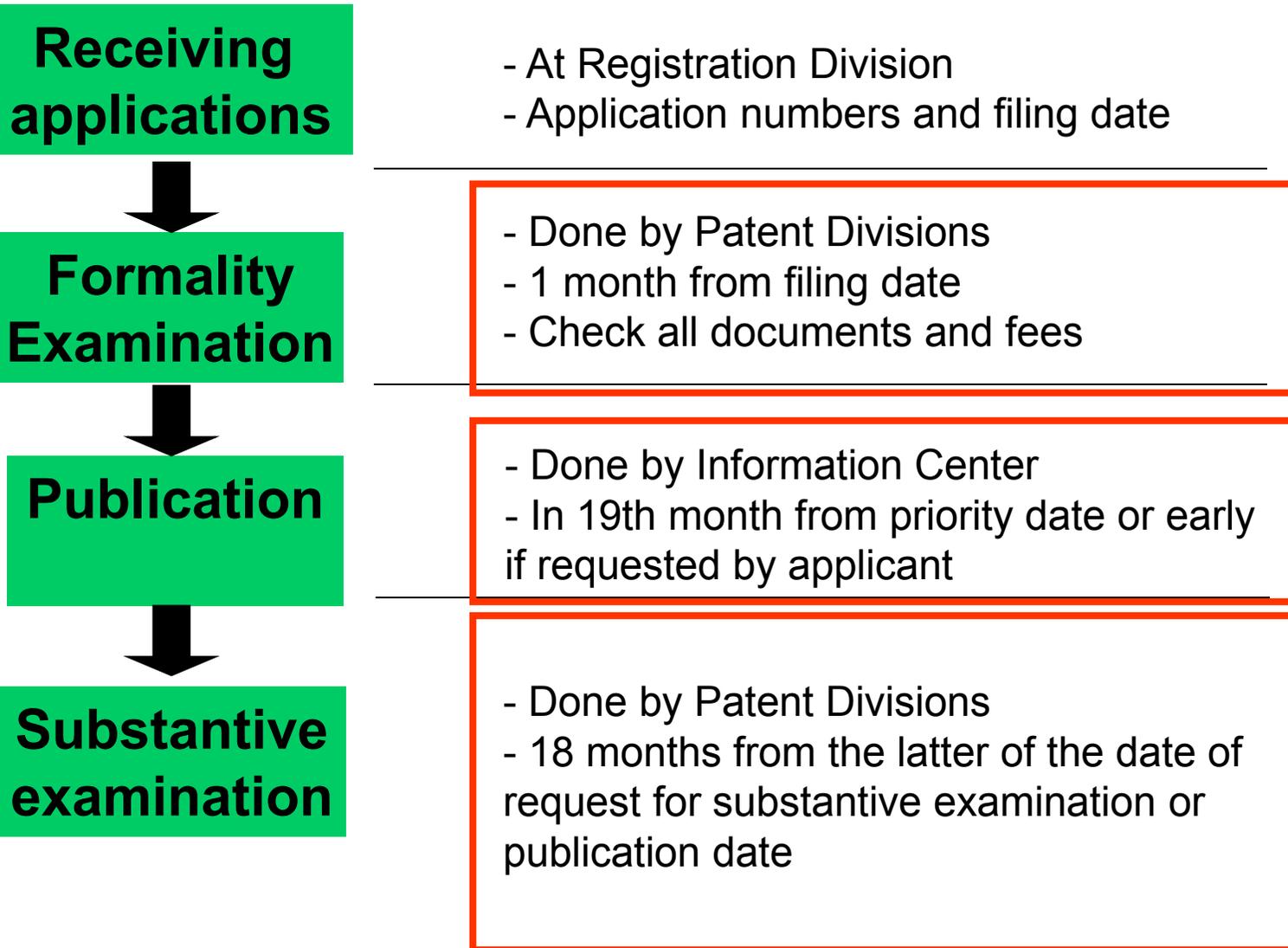
STATISTICS ON EXAMINATION

Year	2009	2010
Number of application	3013	3870
PCT national phase entries	2126	2839
(Claiming Paris Convention) No PCT	887	1031
Not claiming any priority	603	738
Granting report	888	943
Patent	770	880
Withdrawn	131	121
Rejection	375	325
First action	No data	No data

NUMBER OF PATENT EXAMINERS

- 70 persons with university graduate degree (100%)
- A lot of person with master degree and PhD degree
- Some studied abroad for ex: France, Singapore, Korea, Japan, etc.
- High rate of young staff (more than 50%)

Examination Procedure



- Possible to use external examination results both during national phase and international phase
- Possible to request from the applicant information on whether the application has been filed elsewhere, and also copies of the external examination (Point 15.3 of Circular 01/2007/TT-BKHCHN)
- Possible to grant patents based on claims granted by other patent office: USPTO, EPO, JIPO, KIPO, SIPO, etc (Article 25.2 Regulation on patent examination of NOIP)
- Resources that permit access to examination results: AIPN (user & password), Espacenet (public), Patentscope (public), US PAIR (public), KPION (ip added)
- Databases for prior art searches: google, questel (user & password), ARDI and ASPI (not often)

MAJOR CHALLENGES IN SUBSTANTIVE EXAMINATION

- Advice and support for drafting a description
- Checking a description for granting a patent
- Prior art searches: lack of training, lack of tools for search, lack of time, lack of equipments (one internet computer for 9 examiner)
- Problem of “Back log”
- Stress of time for pending case

THANK FOR YOUR ATTENTION!