

***Utilization of the International Preliminary Report on Patentability
(IPRP) in the PCT National/Regional Phase***

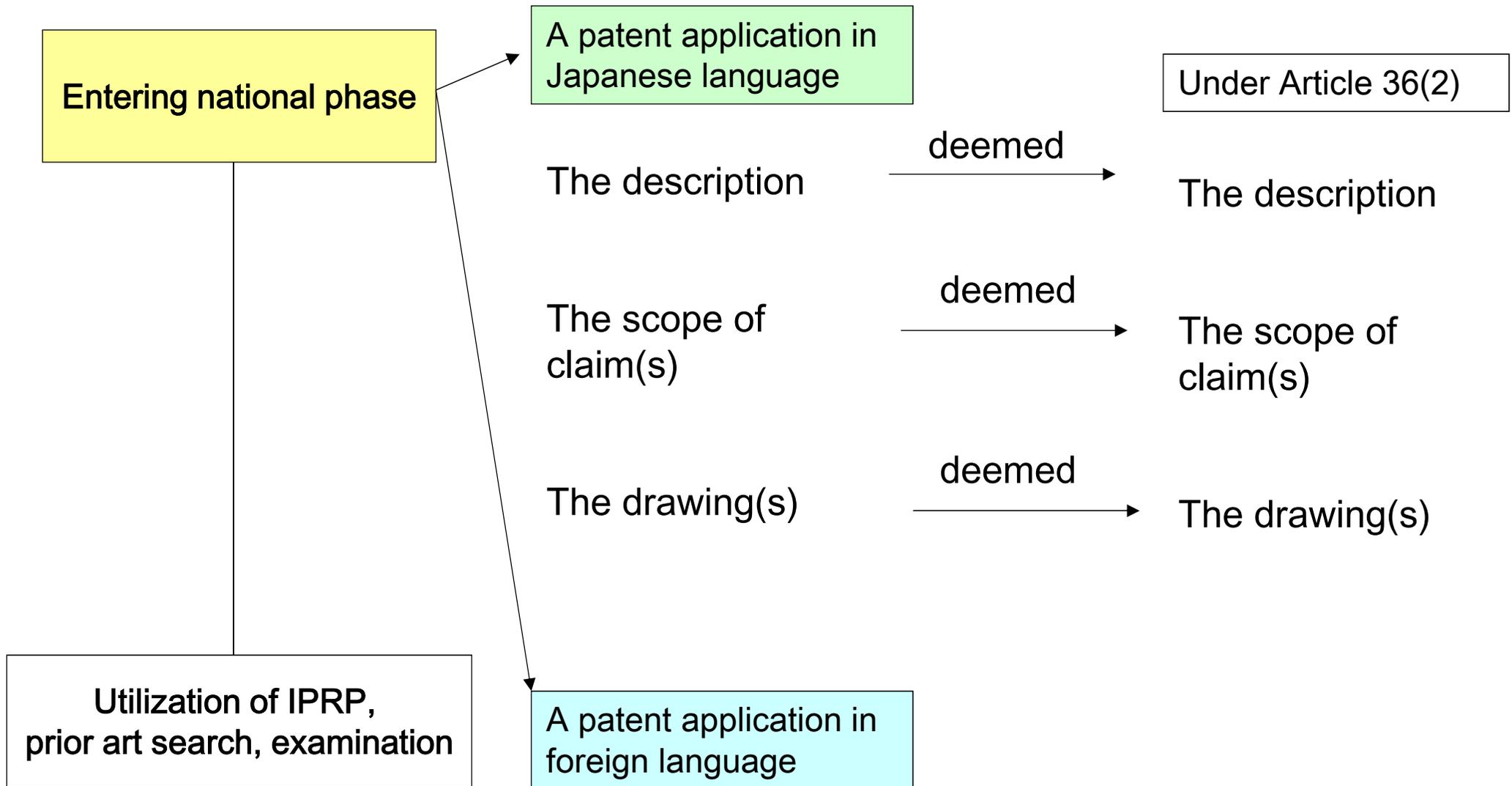
Nov.2013

JAPAN PATENT OFFICE

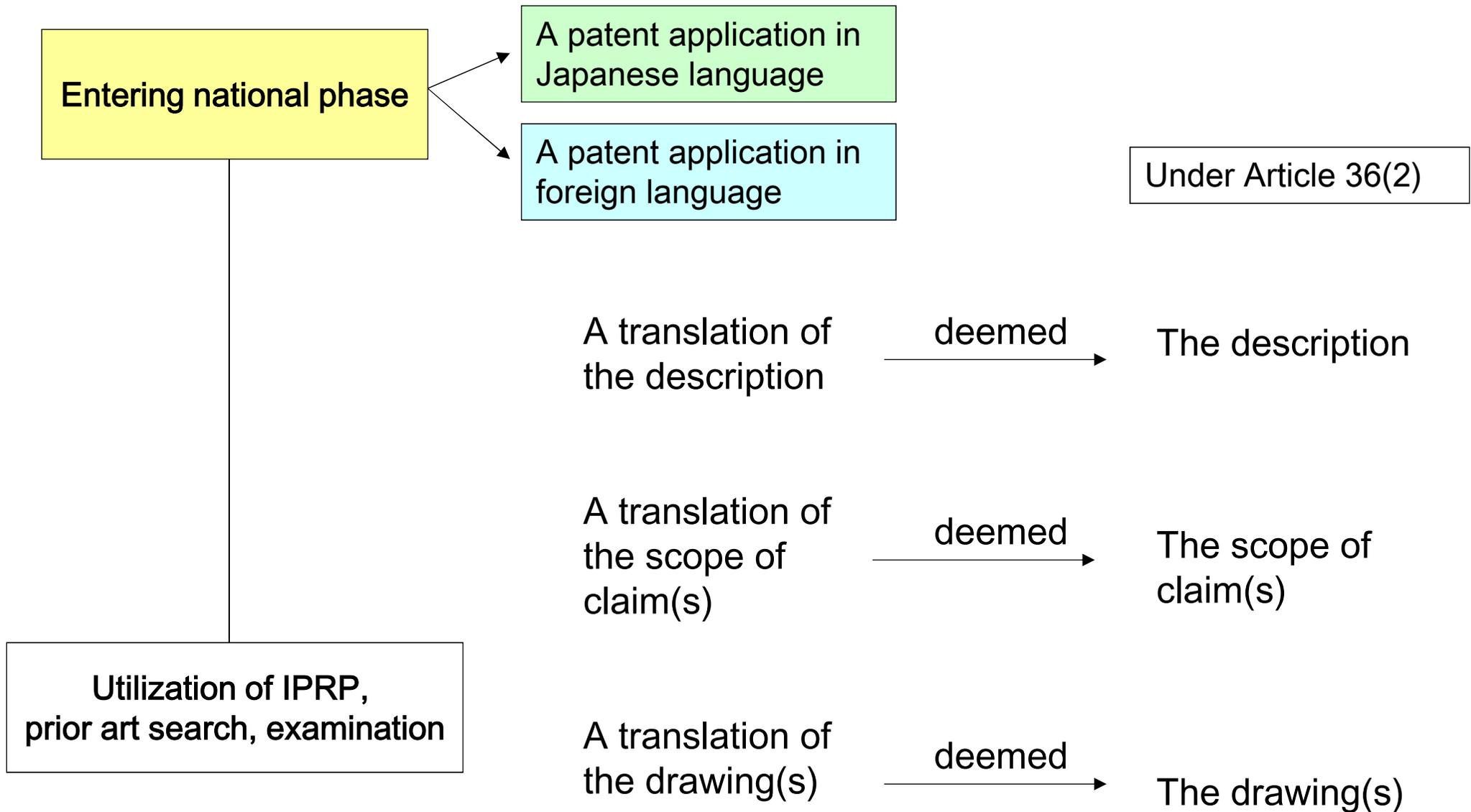
- Examination Flow (Outline)
- Entering National Phase
- Utilization of the IPRP
- Prior Art Search

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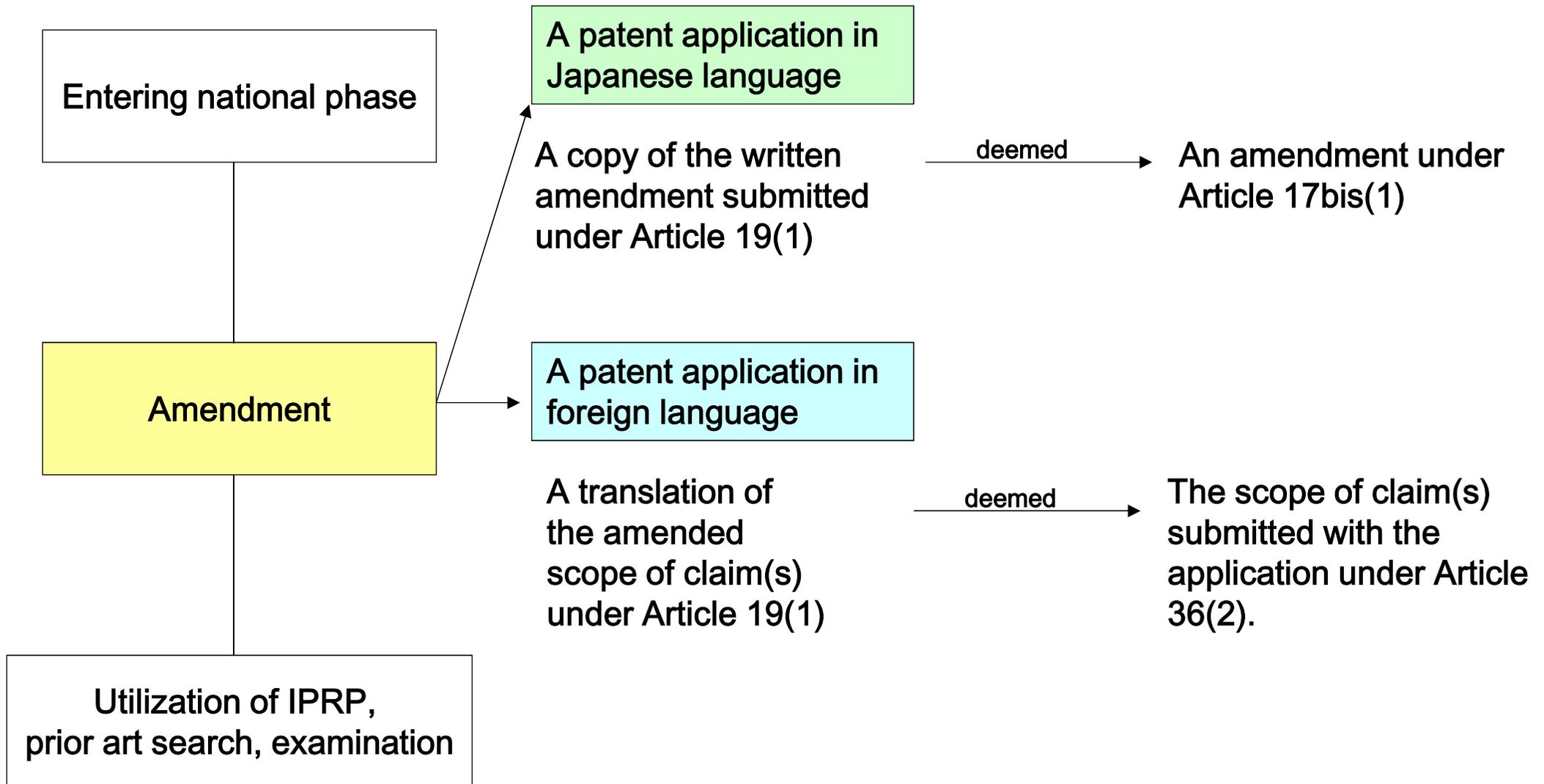
Entering national phase



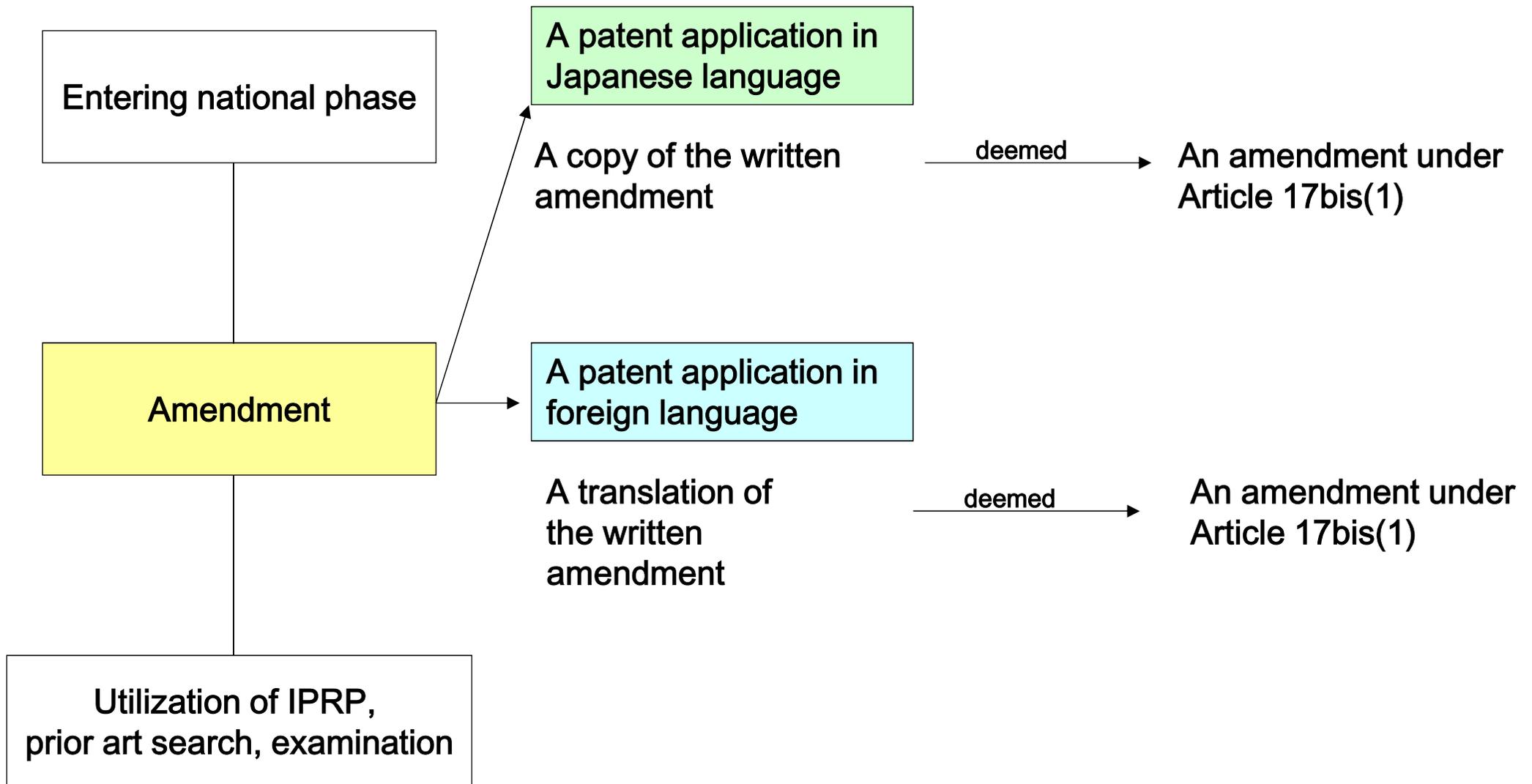
Entering national phase



An amendment under Article 19(1) of the treaty



An amendment under Article 34(2)(b) of the Treaty



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- IPRP(I) = Written Opinion of the International Searching Authority (WOISA)
When no demand for International Preliminary Examination is filed
- IPRP(II)= International Preliminary Examination Report (IPER)

Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement			
1. Statement			
Novelty (N)	Claims	9-20	YES
	Claims	1-7	NO
Inventive step (IS)	Claims	14-20	YES
	Claims	1-7, 9-13	NO
Industrial applicability (IA)	Claims	1-7, 9-20	YES
	Claims		NO

2. Citations and explanations:

- D1: JP 2010-987654 A (PCT SYSTEM CORP)
2010.10.07, paragraphs [0026]-[0030]
& US 6543210 A, column 5, lines 5-30
- D2: JP 2009-111111 A (INDUSTRIAL PROPERTY INC)
2009.09.28, Claim 1, Figure 1
& WO 2007/222222 A1
- D3: JP 4321567 B2 (PATEMARU COMPANY)
2006.02.20, the whole document
(Family: none)
- D4: Microfilm of the specification and drawings annexed
to the written application of Japanese Utility Model
Application No. 222222/1992 (Laid-open No. 111111/1993)
(UTILITY MODEL INC),
1993.07.01, the whole document,
(Family: none)

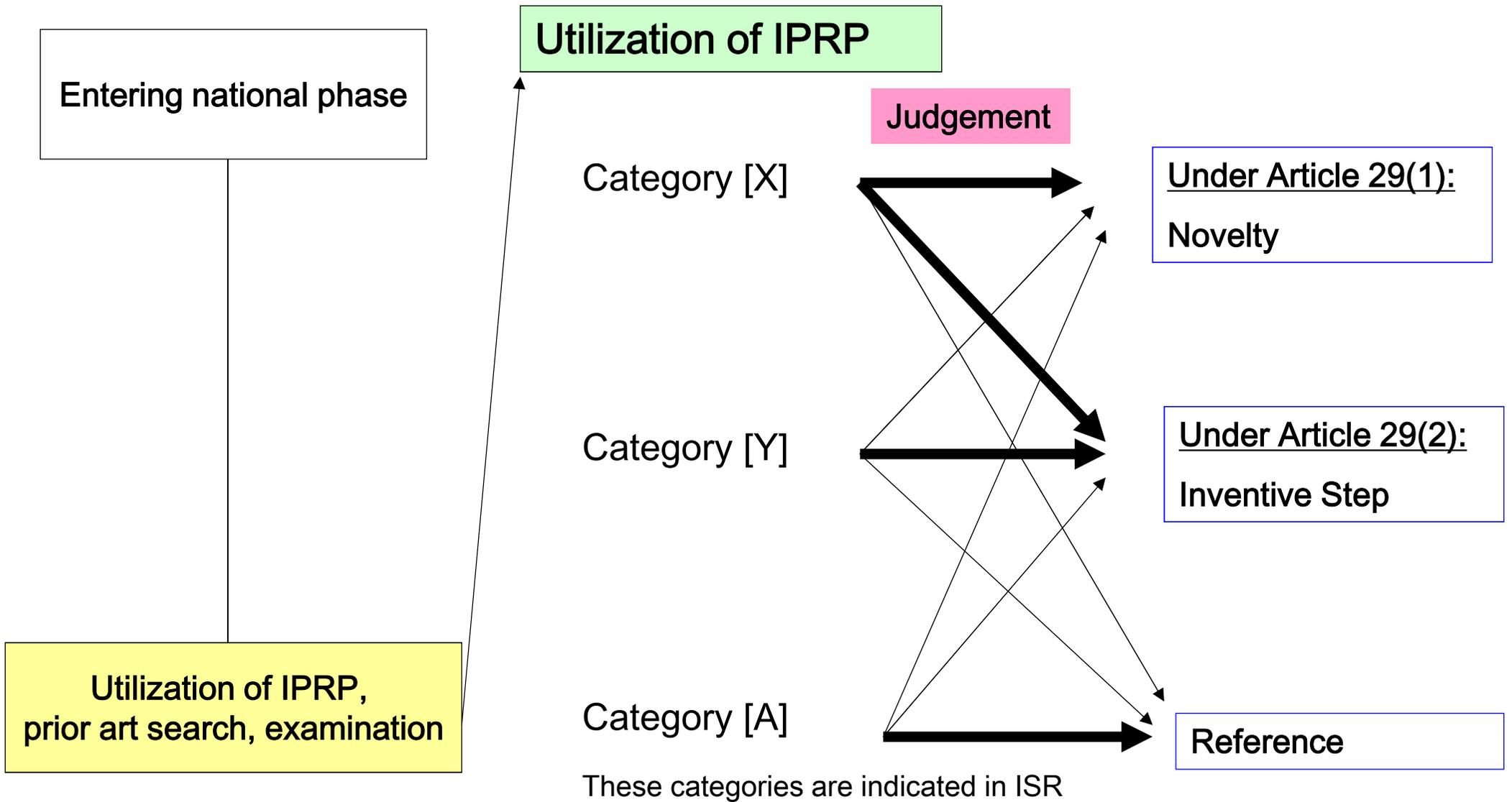
citations

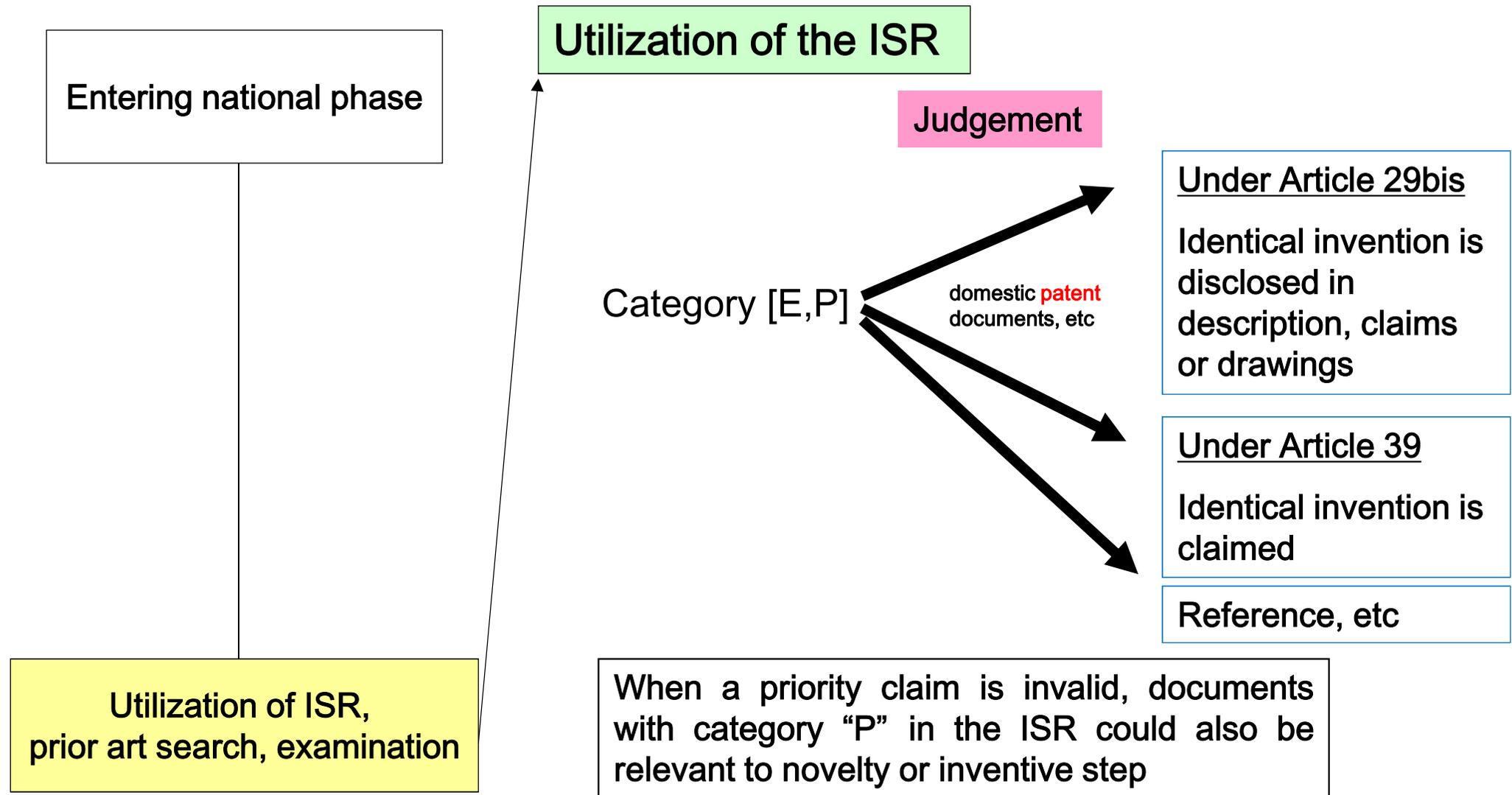
The subject matters of claim 1-7 are not novel and do not involve an inventive step in view of D1 (see paragraph [0026]-[0030], figure 7) cited in the ISR.

The subject matters of claim 9-13 do not appear to involve an inventive step in view of D1 and D2 (see claim 1, figure 1) cited in the ISR. Employing the feature [...A...] disclosed in D2 to the invention of D1 in order to constitute the present invention would have been easily conceived by the person skilled in the art.

The subject matters of claim 14-20 are neither disclosed in any of the documents cited in the ISR nor obvious to a person skilled in the art. None of the prior art documents cited in the ISR describes [...B...], and it was not obvious for the person skilled in the art to employ that the technical feature [...B...], which presents advantageous effects in that [...C...].

explanations





- Examination Flow (Outline)
- Entering National Phase
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- Amendment

Prior art search (1)

Examiners considers it **possible**, based on their knowledge and experience, to conduct an examination precisely and efficiently by using ISR, IPRP.



The examiners are not required to carry out an additional prior art search .

Entering national phase

Utilization of IPRP,
prior art search, examination

Prior art search (2)

Examiners consider it **impossible**, based on their knowledge and experience, to conduct an examination precisely and efficiently by using only ISR, IPRP.



The examiners shall carry out an additional prior art search .

Entering national phase

Utilization of IPRP,
prior art search, examination

Prior art search (3)

Examiners consider it **possible**, based on their knowledge and experience, to find relevant prior art documents more efficiently by carrying out a prior art search by themselves, **rather than** referring to an ISR, IPRP.



The examiners may carry out an additional prior art search before referring to the IPRP.

Entering national phase

Utilization of IPRP,
prior art search, examination

Entering national phase

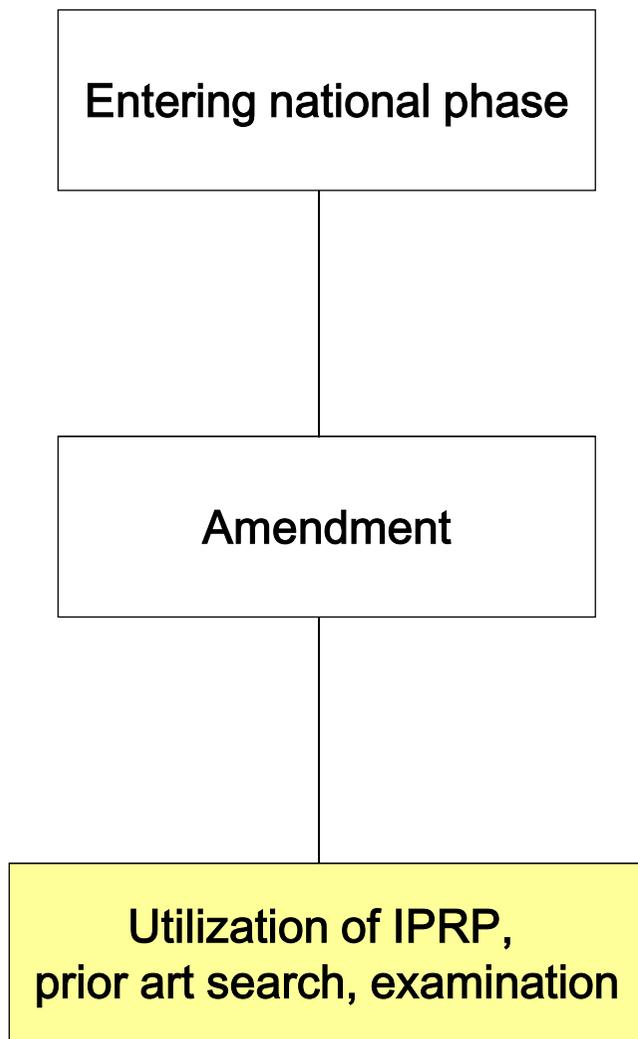
Prior art search (4)

- To search earlier filed but later published applications which were not searched by ISA (Top-up search)
- To search in order to avoid duplicate patenting

Utilization of IPRP,
prior art search, examination

- Additional prior art search

If amendments add any features that necessitate additional prior art search.



Ex Claim: A+B

Amendment

↓
Claim: A+C

Thank you!