

From: 이병재 <shiva21@kipo.go.kr>
To: <wipo.mail@wipo.int>
Date: 2/7/05 10:36AM
Subject: KIPO's responses to circular 2604 and 2605

Dear Wilson,

The attached files contain KIPO's reponses to circular 2604 and 2605.

Thans for your cooperation.

Best regards,

Lee, Byung-jae

Questionnaire on Correction Procedures in Patent Offices

*approved by the SCIT Standards and Documentation Working Group
at its fifth session on November 11, 2004*

Task No. 35: Prepare a questionnaire and carry out a survey on the implementation of WIPO Standard ST.50 and on the status of the correction procedures in the industrial property offices. Prepare a proposal regarding this matter for consideration by the SDWG.

Please provide the following contact information in order for us to contact the person responsible for the Questionnaire in case of need:

<u>Contact details of the Reporting Office:</u>	
Name of the Reporting Office	<input type="text" value="KR"/> (ST.3 two-letter country/organization code)
Person to contact	Name: <u>HWANG, Sung-Bum</u>
	Tel. number: <u>+ 82 42 481 5109</u>
	E-mail: <u>bum2487@kipo.go.kr</u>

Q U E S T I O N N A I R E

The Guidelines given by WIPO Standard ST.50 aim at providing guidance to industrial property offices and other suppliers of patent information on how to issue corrections, alterations and supplements relating to patent information published in paper form or on machine-readable media.

COMPLIANCE WITH WIPO STANDARD ST.50

1. Does your Office use these guidelines?

(a) Guidelines for corrections (paragraphs 7 - 32)

ALL

PARTLY

NO

(i) If your answer was “PARTLY”, which parts of WIPO Standard ST.50 are used?

- Kind-of-document codes according to WIPO Standard ST.16, e.g., A8, A9, etc.
- Data element “publication date” of the correction (INID code (48))
- Additional correction information, e.g., supplementary correction codes (example: codes on EP CD-ROMs like W, Z, etc.), together with INID code (15)
- Other – Please specify:

(ii) If your answer was “NO”, is your Office planning to introduce the guidelines according to WIPO Standard ST.50? If so, when?

YES NO
When?

Comments, if necessary: *We, at KIPO, refer to a title without a relevant code in the INID code (15), e.g., (15) 정정정보: 발명자. Please refer to the Annex attached to this answer.*

b) Guidelines for alterations (paragraphs 33 – 36) ?

ALL PARTLY NO

(i) If your answer was “PARTLY”, please specify the practice of your Office:

(ii) If your answer was “NO”, is your Office planning to introduce the guidelines according to WIPO Standard ST.50? If so, when?

YES NO
When?

Comments, if necessary:

c) Guidelines for supplements (paragraphs 37 – 44) ?

ALL PARTLY NO

(i) If your answer was “PARTLY” please specify the practice of your Office:

(ii) If your answer was “NO”, is your Office planning to introduce the guidelines according to ST.50? If so, when?

YES NO
When?

Comments, if necessary: *We don't distinguish alterations and supplements from*

corrections. Guidelines for corrections have been the basis for the other two procedures.

2. On which media are the guidelines according to WIPO Standard ST.50 used?
Please indicate the guidelines used in the different media below.
Please provide the requested media information for both (1) patent documents, and (2) patent gazettes, for any media on which they are provided.

- (a) Paper:
(i) Patent documents:
(ii) Patent gazettes:
- (b) CD-ROMs/DVDs: *guidelines for corrections*
(i) Patent documents:
(ii) Patent gazettes: *CD-ROMs/Internet*
- (c) Machine-readable carriers other than CD-ROMs/DVDs:
(i) Patent documents:
(ii) Patent gazettes:

3. Does your Office use other correction procedures than provided in WIPO Standard ST.50?

- Paper Patent Documents:
 Patent Documents on CD-ROMs/DVDs:
 Patent Gazettes/Bulletins (please specify media used):
 Machine-readable carriers other than CD-ROMs/DVDs
(Please specify product, e.g., patent document, patent gazette, etc.):

List the WIPO Standard ST.16 kind-of-document codes used for each kind of corrected patent document. Please indicate if your Office does not change the ST.16 kind-of-document code for corrected documents:

We don't use other correction procedures than provided in WIPO Standard ST.50 and ST.16 kind-of-document codes, neither.

4. In the case that your Office publishes corrections on machine-readable media:

Please indicate if corrections to image data (e.g., WIPO Standard ST.33 data) are handled differently from corrections to full text versions of the same data (e.g., WIPO Standard ST.32 data).

Basically, we publish patent gazettes on CD-ROMs and via the Internet according to the WIPO Standard ST.32, and therefore corrections to image data are handled in the same way with the full text version.

Please indicate if corrections are handled differently on different media (e.g., differently on CD/DVD-ROM, magnetic tape, on-line, etc.):

5. If you use correction procedures that are not fully in accordance with WIPO Standard ST.50 and do not plan to be fully in line with this Standard in the future, please explain why. In particular, please indicate any concerns you have with WIPO Standard ST.50 that cause problems with its implementation.

We intend to keep our current procedures related to corrections of patent gazettes.

6. Do you see a necessity to update or amend WIPO Standard ST.50? In which area(s)?

TYPE AND CAUSE OF ERRORS

7. Is the origin of errors leading to corrections mainly due to the applicant or to the internal processes of your Office?

- More from the applicant side
 More from the Patent Office side
 About equally from applicant and Patent Office

Comments, if necessary: *We have some errors due to 1) an applicant's mistake in preparing the original application 2) our staff's mistake in digitalizing a paper-based application or 3) our examiner's mistake in making a decision of publishing a correction.*

8. What is the number of corrections published by your Office every year, in absolute values and/or percentage of the overall publication volume?

Approximately, more or less than one percent. Please refer to the statistics below.

<i>Year</i>	<i>Total Number of Patents</i>	<i>No. of Correction</i>	<i>ratio(%)</i>
<i>2002</i>	<i>266,021</i>	<i>4,256</i>	<i>1.60</i>
<i>2003</i>	<i>281,731</i>	<i>3,690</i>	<i>1.31</i>
<i>2004</i>	<i>295,315</i>	<i>719</i>	<i>0.24</i>

9. Has a significant change occurred in the number of corrections issued in the past years?

- More corrections
 Stable
 Fewer corrections

Comments, if necessary:

10. Who makes the final decision of publishing a correction?

- The examiner
 The formality officer
 The publication department
 All, in cooperation
 Other – Please specify:

Comments, if necessary:

11. Is a request for correction from an applicant usually granted?

YES NO

Comments, if necessary: *Applicants can request for correction of their applications by calling KIPO's examiners or Call Center after confirming a patent gazette that shows their applications. For the requests received from the applicants, only our examiners can decide to publish the corrections.*

12. How long, on average, does your Office take to publish a correction once an error becomes known?

About 10 days. If our examiner finally decide to correct an application, our staff compares the examiner's request with the original application through our internal system. And then he can publish the corrected application.

Comments, if necessary:

[End of Annex and Questionnaire]