

世界知识产权组织标准委员会（CWS）

第六届会议

2018年10月15日至19日，日内瓦

公众访问专利信息工作队关于第52号任务的报告

公众访问专利信息工作队编拟的文件

背景

1. 在2016年3月举行的第四届会议续会上，产权组织标准委员会（CWS）注意到专利文献集团（PDG）提供的关于对国家和地区专利注册簿的要求的请求和信息。标准委员会尤其同意收集各工业产权局（IPO）在其专利注册簿的内容、功能和未来计划方面的做法（见文件CWS/4BIS/6附件三）。
2. 标准委员会于2017年5月29日至6月2日在日内瓦举行的第五届会议上，设立了新的第52号任务：“调查用于对各工业产权局公共可用专利信息进行访问的各种系统的内容和功能，以及关于其公布做法的未来计划；为用于对工业产权局公共可用专利信息进行访问的系统编写建议”（见文件CWS/5/22第94段至第96段）。
3. 标准委员会还组建了公众访问专利信息（PAPI）工作队，以执行第52号任务，并指定了产权组织国际局为工作队牵头人。标准委员会要求新组建的工作队兼顾在专利注册簿门户网站维护期间所收集到的信息以及法律状态工作队的工作成果。（见文件CWS/5/22第97至100段。）
4. PAPI工作队于2017年9月开始工作。目前有32名专家参加了工作队，他们由以下工业产权局（CL、CN、DE、GB、IB、IN、JP、KR、RU、SK和UA）和行业团体（专利信息用户群联合会（CEPIUG）和专利文献集团（PDG））提名。

调查问卷草案

5. 根据标准委员会的决定，PAPI 工作队进行了五轮讨论，编写了关于对公共可用专利信息进行访问的各种系统的内容和功能的问卷提案。最终问卷草案转录于本文件附件，供标准委员会审议批准。
6. 拟议的问卷草案包括六个部分：
- (a) 调查对象的联系方式；
 - (b) 用户可以怎样访问工业产权局的专利信息（系统）；
 - (c) 通过专利信息（系统）可获得哪些内容；
 - (d) 工业产权局所提供系统的功能，希望在其他工业产权局系统中用上的功能；
 - (e) 用户支持；以及
 - (f) 工业产权局对专利信息（系统）的未来计划和产权组织建议中的预期领域。

工作计划

7. 工作队对执行第 52 号任务提出以下工作计划：

措施	预期成果	计划日期
提交进展报告，包括提交标准委员会第六届会议的关于对公共可用专利信息进行访问的各种系统的最终问卷草案	预计标准委员会将在本届会议上审查批准问卷草案。	2018 年 10 月
用批准后的调查问卷进行调查 [注：秘书处将调查使用在线调查工具的可能性]	秘书处将发出通函，邀请各工业产权局参与调查	2018 年 12 月
收集分析调查回复	各工业产权局将对调查做出答复；工作队将分析调查结果。	2019 年 3 月
编写调查结果报告	工作队将编制调查结果摘要，并提出所需的进一步措施，供标准委员会第七届会议审议。	标准委员会第七届会议

8. 请标准委员会：
- (a) 注意本文件的内容；
 - (b) 审议批准转录于本文件附件中的问卷草案；并
 - (c) 要求秘书处发出通函，邀请各工业产权局参与上文第 7 段所述的调查。

[后接附件]

**DRAFT QUESTIONNAIRE ON THE CONTENT AND FUNCTIONALITIES OF SYSTEMS
FOR PROVIDING ACCESS TO PUBLICLY AVAILABLE PATENT INFORMATION**

CONTACT DETAILS

Name _____

Title _____

Country/Organization and the corresponding WIPO ST.3 code _____

E-mail address _____

Telephone _____

ACCESS TO THE SYSTEM

Q1. What is the name and URL(s) of the system(s) for providing access to patent information issued by your Office (the system)?

Q2. Does the system(s) indicated in Q1 provide access to legal status information?

- Yes/No

Q3. Does your Office have a separate online system providing access to legal status-specific information, which is issued by your Office with effect in your jurisdiction? If so, please list its name and URL?

Q4. How can a user access the system?

- No login required (free access)
- Guest login. Please give details _____
- Subscription or even contract required. Please explain the conditions

Q5. Fees required for particular services. Please indicate for which services and explain the payment procedure

Q6. Do the systems, indicated in Q1 and Q3, have several languages available for interfaces and search? If so, are the various language interfaces synchronized? Please list all language system interfaces and indicate the reference language and differences (for example, in the frequency of updates, coverage, search tools, etc.), if any.

a. Patent information in general(Q1, e.g. patent database)

b. Legal status-specific information (Q3, e.g. patent register)

Q7. Please answer the following question if your Office publishes the Official Gazette. Is the Official Gazette accessible via the system and if not, how can it be obtained by users?

CONTENT

Q8. Is the data regarding the following types of patent documents or information accessible online?

	From	To	Not available
Published ¹ applications			
Granted patents			
Corrections			
Priority information			
Patent family information			
File inspection			
Court decisions			
Reassignments			
Licensing information			
Other: _____			

Q9. Does the system contain full texts (searchable, character coded) of patent documents? Are they available for download and, if so, in what format?

Q10. Does the system provide access to the latest versions of patent documents (“as granted” as opposed to “as filed”)? If so, for which parts of patent documents: claims, description, complete document, etc.

¹ In line with Part 8 of the WIPO Handbook, entry “Publication” (<http://www.wipo.int/standards/en/pdf/08-01-01.pdf>), the terms “publication” and “published” are used in the sense of making available

- a patent document to the public for inspection or supplying a copy on request;
- multiple copies of a patent document produced on, or by, any medium (e.g., paper, film, magnetic tape or disc, optical disc, online database, computer network, etc.).

Please provide date (at least the year) information in the column “From” and “To”.

Q11. Does your Office/Organization make authority files of published patent documents available as per WIPO Standard ST.37?

Q12. Are there any significant gaps in coverage? Please specify, for example time frames / reasons.

Q13. Is the following legal status information available in the system:

- whether the patent is granted
- whether the patent is currently in force
- PCT national phase entry date
- fee payments
- change of ownership
- pre- and post-grant events, including those following court decisions. Which ones?

-
- other, please specify _____

Q14. Is the event history (list of relevant publications) for a given document available in the system?

FUNCTIONALITY

Systems provided by your Office/Organization

Q15. How often is the content updated in the system?

For full descriptions: _____

For legal status information: _____

Q16. Are the following features implemented in the system in question?

	For full descriptions	For legal status
Basic search		
Advanced search		
Field combination search		
Semantic search		
Priority search by date		
Priority search by number		
Bibliographic search in English (or Latin character set)		
Search by applicant or inventor name (please specify which one or if both are supported)		
Search by PCT application number		
Machine translations		

Q17. For machine translations, please indicate which languages are used and in which sections of the document: title, abstract, description, claims

Q18. What is the format of application or publication numbers to be used for the search by number? In particular, if the WIPO ST.3 country code or WIPO ST.16 kind-of-document code should be added to the number? Please provide examples of the numbers accepted by the system.

Q19. Does the system have a single interface for different types of patent documents? For example, for published patent applications, granted patents, patent term extensions, fee payments. If there are separate websites or portals, please list them.

Q20. Does the system have a single interface for different types of industrial property rights? For example patents for inventions, plant patents, design patents, inventors' certificates, utility certificates, utility models, patents of addition and others. If there are separate websites or portals, please list them.

Q21. Does the system contain information regarding documents issued under international or regional IP protection systems, which have (potential) effect in your jurisdiction? If so, what types of documents are available, e.g. translations? Is this data searchable in the same database as national documentation, in a separate database or is there an external link to the database of the relevant organization?

Systems provided by other Offices/Organizations

Q22. What functionality would you like to see in the systems provided by other Offices?

	For full descriptions	For legal status
Possibility to translate content into other languages		
Search by bibliographic data fields		
Full text search		
Possibility to download documents in various formats		
Alerting		
Other. Please specify		

Q23. What is the desired update frequency:

	For full descriptions	For legal status
Immediate publication of all changes		
Daily updates		
Weekly updates		
Other. Please specify		

Q24. Should the system support machine to machine communication?

For full descriptions: _____

For legal status information: _____

Q25. Should the system provide search capabilities for national data sets and data published by other Offices (with an interface in the national language)?

For full descriptions: _____

For legal status information: _____

USERS' SUPPORT

Q26. Is there a general or field search user guide available in the system?

Q27. Is there an email address where users can send their feedback regarding the content and functionality of the system?

Q28. Is there a dedicated phone contact to help users in case of questions concerning search and content?

Q29. Is there a clear indication of which information the official publication is issued by your Office/Organization or a disclaimer indicating the contrary?

FUTURE PLANS

Q30. Please briefly describe the future plans with respect to the system, its content and functionality.

Q31. In which of the following areas are WIPO recommendations the most needed and/or most effective:

	For full descriptions	For legal status
Composition of published information		
Frequency of updates		
Availability of information and/or interfaces in other languages		
Information retrieval functionality		
Other. Please specify		

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