

Questionnaire on the Term “Quality of Patents” and Cooperation between Patent Offices in Search and Examination

The answers to this questionnaire have been provided on behalf of:

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Q1. Various aspects may be relevant to the concept of “quality of patents”. It may relate to, for example, quality of patent procedures and management in the office, quality of search and examination, quality of granted patents or quality of a patent system. In addition, the expression “quality of patents” may be understood differently depending on the perspectives of various stakeholders, for example, the perspectives of a patent office, an applicant etc.

How does your office understand the term “quality of patents”?

专利质量涉及专利创造、申请、代理、审查、运用和保护、政策环境等多个环节。对于一个国家或地区，乃至世界的专利质量给出定义，是一项系统、复杂，且专业性极强的工作，需要采用科学、系统的研究方法。通常来讲，专利质量会从以下几个方面考虑：技术创新程度、专利撰写水平、专利权稳定程度、专利有效期、专利运用等。

Q2. What types of cooperation with other patent offices does your office have with respect to search and examination?

Those types of cooperation may include, for example, access to documents/databases of other offices, use of search and examination work products, expertise and resources available in other offices, collaborative search and examination, outsourcing search and examination etc.

目前我局与其他专利局在检索和审查方面有多种方式的合作，主要包括：

专利审查高速路（PPH）试点合作，属于参考他局检索和审查成果的合作类型；

我局已为海湾阿拉伯国家合作委员会等国家和地区提供了代为检索和审查服务，属于外包检索及审查服务的合作类型；

以及计划与美、欧、日、韩等局开展的PCT协作式检索和审查项目等，属于合作检索及审查的类型。

Q3. When performing prior art search, patent examiners prepare search strategies and queries (for example, indications of databases and publications, classification codes, search terms and key words used) to find relevant prior art.

Does your office share (for example, via an official website), or exchange, such search strategies and queries with other collaborating offices?

是。我局会通过官方网站、PPH试点合作、审查业务交流项目以及计划开展的协作检索与审查试点等多种途径与其他局进行检索策略的分享。

Q4. In order to facilitate the cooperation, what kinds of platforms and tools to share information on search and examination are available in your office? Such platforms and tools include, for example, WIPO CASE, databases allowing other offices to retrieve information and external databases used to retrieve information.

(i) Platforms and tools provided by your office CPES, OPD

(ii) Platforms and tools used by your office CPES, OPD

Q5. What are the impacts of such cooperation in the area of search and examination to your office? If your office has different types of cooperation and each type of cooperation has different impacts, please indicate them separately.

通过开展检索及审查方面合作，各局间可以更好地共享检索和审查工作成果，减少不必要的重复劳动，提高审查质量和效率。

Q6. What kinds of capacity building are required for different types of cooperation between patent offices in search and examination? Please indicate any specific capacity building needs to conduct such cooperation successfully.

In this context, the capacity building is understood to refer to various activities and trainings that support development of knowledge and skills of office employees for effective cooperation between offices in search and examination.

需要的能力建设与培训包括：相关合作项目涉及的法律培训，审查员检索能力培训，以及合作局语言的培训。

在专利局间进行检索和审查合作时，需要对两局的师资、业务骨干和培训管理者进行培训。例如，在我局与欧局进行检索合作时，针对如何使用检索系统（如EPOQUE）、应用检索策略、提升检索能力等进行过培训，培训期间两局的师资、业务骨干和培训管理者之间进行了学习和交流，使得双方合作得以顺利开展。