



Fédération Internationale des Conseils en Propriété Industrielle

# FICPI China (Shenzhen) Symposium 2009

## FICPI 中国（深圳）研讨会 2009

Shenzhen China, November 15–17 2009

中国深圳—2009年11月15–17日

中国专利制度的最新发展  
专利法、实施条例、审查指南  
的修改和实务

The Latest Development of Chinese  
Patent System

The Revision and Practice of Chinese  
Patent Law, Implementing Regulations  
and Examination Guidelines

在新经济环境和不同司法体系下  
外观设计专利的申请、审查和审判  
Application, Examination, Judgement  
of Patent for Industrial Design  
under Various Jurisdictions  
in New Economic Environment

演讲者来自中国、欧洲、美国、日  
本、澳大利亚及西班牙

Speakers from China, Europe, USA,  
Japan, Australia and Spain

欢迎FICPI成员、非FICPI成员、专利  
代理人、工业界人士、科教界人士、  
政府官员、执法官员踊跃参加。

Open to All: FICPI members, Non-  
FICPI members, IP practitioners,  
people from industry, government,  
courts and universities

中/英文同传

Simultaneous Interpretation In  
English and Chinese

主办方：国际知识产权律师联合会中国分会  
中华全国专利代理人协会

Organized by: FICPI China Section  
All-China Patent Agents Association







The global financial crisis has extended to substantial economy of the whole world, governments of various countries have adopted corresponding measures to overcome the disaster engendered by the economic crisis. The Chinese government has also adopted strong measures to develop national economy, so far it has got certain effect. All countries around the world hope that the development of Chinese economy will result in the resuscitation of the world economy. Technical innovation and intellectual property is deemed as the locomotive of economic resuscitation, international IP circle pays much attention to the new trends of Chinese IP practice. The newly revised Chinese Patent law, Implementing Regulations and Examination Guidelines will enter into force on 1 October 2009 concurrently. What influences can be brought to the patent practice by the implementation of the revised Patent Law, both domestic and foreign patent practitioners pay much attention to it, and we will probe into this matter particularly in the Symposium. During the recent revision the industrial design part of the Patent Law has been amended momentarily. In China the quantity of design applications is very large, it is concerned by both domestic and foreign IP practitioners. This symposium will probe into provisions and differences concerning design patent legislation, application and litigation in China and different jurisdictions. It will enable attendees to exchange experiences, to better understand and use design patent system in various jurisdictions

**CONFERENCE VENUE:**  
Shenzhen Intercontinental Hotel

## THE PROGRAM IN DETAIL

### 14 November 2009

19:00 Opening reception (Venue of the symposium)

Moderator: Mr. CHENG Tai Keung, Vice President, FICPI CN

### 15 November 2009

9:00-9:30

Opening Remarks

Moderator: Ms. Li Jianrong, Secretary general,  
ACPAA & FICPI CN

1.Dr. GE Bo, President, FICPI China Section

2.Mr. Ma Lianyuan, President, All-china  
Patent Agents Association(ACPAA)

3.Leader,State Intellectual Property Office of PRC(SIPO)

4.Mr. Peter Huntsman,President, FICPI International

5.Mr. Xu Youjun, Director General, Intellectual  
Property Office of Shenzhen

#### Session I.

#### The Latest Development of Chinese Patent System and Its Utilization

Moderator: Mr.Perry Wu Yang , Vice president, FICPI CN

9:30-10:00 The development and characteristics of Chinese  
patent System in 2009 (Leader of SIPO)

10:00-11:00 Introduction to revised Chinese Patent Law,  
Implementing Regulations and Examination  
Guidelines  
Mr.Yin Xintian, Director General, Department of  
Treaty and Legal Affairs, SIPO

11:00-11:30 Coffee Break

Moderator: Yang Xiaoguang, Vice President FICPI CN

11:30-12:00 The influence induced by the revision of Chinese  
Patent Law, Implementing Regulations and  
Examination Guidelines. How to match such  
amendments.

Jiang Jiancheng (FICPI CN)

12:00-12:30 Questions frequently met by foreign patent  
applicants, patentees and their solutions  
David W.Cheng (FICPI CN)

12:30-14:00 Lunch (Hotel Restaurant)

Moderator: Cui Xiaoguang

14:00-14:40 Current Situation and Characteristics of Chinese

	administrative execution system of Patent law and its utilization
	Tao Kaiyuan, Director General, Intellectual Property Office of Guangdong Province
14:40-15:20	Current Situation and characteristics of Chinese Judicial System of Patent Law and Its Utilization
	HE Zhonglin, Judge, Supreme People's Court PRC
15:20-15:50	Coffee Break
Moderator:	Robert Katz (U.S.)
15:50-16:25	Hong Kong IP system, its role in economic development and its characteristics
	Mr. Selby, Director General, IP Department of Hong Kong SAR Government
16:25-17:00	Introduction to FICPI
	Mr. Peter Huntsman, president, FICPI International
19:00	Dinner

## 16 November 2009

### Session II.

#### Application, Examination and Judgement of Design Patent under New Economic Environment in various Jurisdictions

Moderator: Sam YU, FICPI CN

9:00-9:40	The background and purpose of revising provisions concerning industrial design in the patent Law and the differences reflected in the Implementing Regulations and Examination guidelines
	Mr. Lin Xiaoyue, Director General, Designs Exam. Dept. SIPO
9:40-10:20	The comparison of practice on design patent application before and after the revision of Chinese Patent Law
	Michelle Ma(FICPI CN)
10:20-10:50	Coffee break
Moderator:	Jiang Yaochun
10:50-11:25	The influence induced by the revision of provisions concerning industrial design on the administrative execution of the patent law
	Mr. Xu Youjun, Director General, Intellectual Property Office of Shenzhen
11:25-12:00	Experience on applying for design patent and the influence of revising patent law on the development of enterprises.
	Mr. Xian Ran, President of Guangzhou Ehom Science & Technology Co., Ltd.
12:00-14:00	Lunch (Hotel restaurant)
Moderator:	(FICPI Officer)
14:00-14:30	Examination Guidelines and practice of design patent in European Community

	Jusus Romero Fernandez, OHIM Officer
14:30-15:00	The practice of judgment on infringement cases of design patent in Europe (Judge of Europe)
15:00-15:30	How to use the design law of European community to protect legal rights and interests of Chinese enterprises (European patent attorney)
15:30-16:00	Coffee break
Moderator:	Peter Huntsman (President, FICPI Australia)
16:00-16:30	Examination Guidelines, examples of examination and practice of judgment in USA
	Robert Katz (U.S.)
16:30-17:00	Examination Guidelines, examples of examination and practice of judgment in Japan
	Masashi Yanagida (JP)
17:00-17:10	Closing Remarks
19:00	Performance and Gala Dinner

## 17 November 2009

### Visit Huawei Technologies Co.,Ltd

8:30	Depart from Shenzhen InterContinental Hotel
9:30-11:30	Visit Huawei

### ACCOMPANYING PERSONS TOURS

The accompanying persons may participate in two optional tours at additional cost.

On 15th November, a visit has been arranged to the Tea Stream Valley, Knight Valley and Wind Valley, which are three theme parks located along the mountains and the sea, offering a vast array of attractions. You can enjoy beautiful natural scenery of Southern China and many cultural events, such as Ancient Tea Town, Guanyin Buda Statue, Teahouse and have a native lunch in the town. You can also watch a "Tea Show"—a large scale multimedia performance. English speaking guide is available.

Price: US\$100, including tickets to the parks and theater, lunch and transportation fare.

Time: 8:30--17:00

On 16th November, a visit has been arranged to "Shenzhen Window of the World". It is a fantastic replica park situated just next to the Intercontinental Hotel. Here you can see thousands of vivid replicas of the world's wonders, historical heritages and famous scenic sites from different countries of five continents.

In the afternoon Shopping in downtown area.

Admission fee: RMB120 (about US\$20)

Time: 8:30--17:00





## GENERAL INFORMATION

### FICPI CHINA (SHENZHEN) SYMPOSIUM 2009

#### DATE

November 15-17, 2009

#### SHENZHEN

30 years ago Shenzhen was only a small fishing village, in 1979 China's first special economic zone was established here, it is very near to Hong Kong. Today Shenzhen has a population of over ten million and becomes one of the largest economic, financial and cultural centers in China. Shenzhen is a city full of vitality and is the largest manufacturing base in the world. It is worthy for you to visit such a young, modern and prosperous city.

#### CONFERENCE VENUE

Shenzhen Intercontinental Hotel

9009 Shennan Road, Overseas Chinese Town, Shenzhen 518053, Guangdong Province, CHINA

Tel.: +86-755-3399 3388

Fax.: +86-755-3399 3399

Email: gm@icshenzhen.com

Website: www.intercontinental.com

#### TRANSPORTATION

- 1.From Hong Kong Airport to Shenzhen Intercontinental Hotel you can take a direct bus to the hotel, the price is RMB about 200.The Journey takes around one and half an hour. depending on traffic conditions.
- 2.From Hong Kong Tsimshai Tsui Railway Station take a train to Luohu Railway Station, then across the border, take a subway or a Taxi to the conference venue (15 Km, 20 minutes by car).
- 3.From Shenzhen International Airport take a Taxi or Airbus to the conference venue ( 22 Km, 25 minutes by car). The price is about RMB 100.

#### WEATHER

In November, Shenzhen has a temperature between 16C to 25C (61F to 77F).

#### DRESS CODE

Business attire is appropriate for the working sessions and social events.

#### VISA REQUIREMENTS

Participants should ensure they have necessary travel documents and visas to enter China.

#### ELECTRIC OUTLETS

Electric outlet is 220 volts, sockets usually accept three-pin plug.



#### TIPPING

In Shenzhen, tips are not necessary anywhere, even at hotels and restaurants.