

**Summary upon the 9. WIPO-PatCom Meeting at Geneva
February 8, 2012, 10:00 am – 12:45 am**

Agreed Version

WIPO Participants:

Mr. Yo Takagi, Assistant Director General, Global Intellectual Property Infrastructure Sector;
Mr. Alejandro Roca Campaña, Senior Director-Advisor, Global Intellectual Property Infrastructure Sector;
Mr. Ángel López Solanas, Head, Standards and Documentation Service;
Mr. Andrew Czajkowski, Global IP Infrastructure Services;
Mr. Christophe Mazenc, Head Information Technology Support Section, Global IP Information Service;
Mr. Antonios Farassopoulos, Head, International Classifications and WIPO Standards Service, Global Intellectual Property Infrastructure Sector;
Mr. Lutz Mailänder, Legal Status for Developing Countries, Patent Landscaping;
Ms. Sandrine Ammann, Marketing and Communications Officer, Office of the Assistant Director General;
Mr. Jean-Paul Hoebreck, Senior Advisor to the Assistant Director General;
Mr. Francis Gurry, Director General (11:28 – 11:48 am)

PatCom Participants:

Mr. Willem-Geert Lagemaat, Lighthouse IP Group, PatCom President, NL;
Mr. Armin Förderer, FIZ Karlsruhe, PatCom Executive Committee, DE;
Ms. Ann Chapman, minesoft, PatCom Executive Committee, UK;
(+ASPI);
Mr. Rob Willows, Thomson Reuters Scientific, UK; (+ASPI)
Ms. Martine Massiera Della Valle, Questel, PatCom Executive Committee, F; (+ASPI)
Mr. Jurjen Dijkstra, LexisNexis, PatCom Executive Committee, NL; (+ASPI)
Mr. Paul Peters, CAS, US; (+ASPI)
Mr. Dae Rhee, Director Global Sales & Marketing, WIPS, KR as Guest; (+ASPI)
Prof. Dr.-Ing. Georg F. Schultheiss, PatCom Honorary Secretary, DE.

Yo Takagi opened the first session with PatCom in the new WIPO Building and welcomes all participants. PatCom delegation members participating in the following ASPI Meeting are marked in the participants list.

1. Approval of the Agenda

The Agenda was unanimously approved.

2. Approval of the Minutes of the last Meeting

The agreed version of the minutes of the 2011 meeting has been unanimously agreed.

3. Results of the WIPO Symposium 2011

Yo Takagi informed that a next symposium in 2012 is not yet decided. It may be centred on “Infrastructure Development” and “International Patent Law Harmonization”. On the technical and information site the WIPO-scope expanded to Design, Trademarks and Copyright (also for music).

The symposium showed that the balance between Privacy and IP-Protection in cyberspace will become more and more important.

Developing countries are digitizing their material with WIPO assistance, primarily focussing on trademarks with technical assistance. Also emerging countries are handling design and trademarks.

PROSUR of South American countries is seeking WIPO's assistance in developing a platform similar to the one developed for the Vancouver Group for exchange of examination reports.

Stronger interest has been shown by the audience on MT to reduce linguistic barriers.

WIPO started a new program for access to knowledge and technology called ASPI. He thanked PatCom members for their contribution.

Rob Willows mentioned that users and industry participants had been invited and that there was no formal linkage between the symposium and other WIPO activities.

4. WIPO Development Plan

Alejandro Roca Campañá explains that WIPO is mainly implementing projects approved by member states closely related to the 45 recommendations of the Development Agenda. This includes access to non-patent literature information and IP information.

There are currently 3 main project areas:

- Establishing national networks of Technology and Innovation Support Centers (TISCs) in universities/other appropriate institutions (also by formally signing Service Level Agreements) and training their staff to carry out effective technology searches; 20 national networks have been established to date;
- Facilitating access to commercial patent databases through the ASPI (Access to Specialized Patent Information) program;
- Facilitating access to scientific and technical journals through the ARDI (Access to Research and Development for Innovation) program.

Patent Landscape Reports are developed as tools for access to patent information and for providing analysis for developing countries, in cooperation with other non-governmental institutions like FAO etc. The reports discuss topics relevant to development in developing countries and LDCs such as vaccines, solar technology etc.

In 2012/2013 this will be mainstreamed in the WIPO budget.

E-learning software development (2006/2012) is completed and ready on CD and DVD formats for countries with difficulties in internet access.

Concluded projects in digitalization of documents in several countries will be included into the PATENTSCOPE platform.

Ann Chapman asked how WIPO is providing this special material like the collection of reports on landscapes. *Rob Willows* requests regular update. (Remark from Questel: http://www.wipo.int/patentscope/en/programs/patent_landscapes/pl_existing_reports.html)

Lutz Mailänder hopes to get funding for updating but it may happen only in 2 to 4 years. WIPO is using a license from Questel on Intelixier software usage for visualization of analyses and statistics.

Yo Takagi asked if PatCom members are interested to buy this and to use it.

Rob Willows answered that commercials are already doing this in the statistical field. Visualization makes a lot of difference for third parties. He asks for data for third parties and responsible authorities. *Ann Chapman* also asks again for a WIPO ftp-server for data distribution.

Yo Takagi explains that EPO prefers the “status quo”. WIPO provides technology and help. When commercials are interested, they should go to the respective country (see last minutes).

Georg Schultheiss proposed to look for an intermediate solution because of the piling up of unavailable information which is absolutely necessary for patent filing.

Yo Takagi once more states that raw data should be available and WIPO help might be necessary. *Rob Willow* adds that this fits into the “Public Sector Information Policy” which is under change in the EU. *Willem Lagemaat* confirms that PatCom will discuss this issue with EPO in the next regular meeting in March 2012 (ACTION).

Yo Takagi stated that the ftp-server possibility should be discussed under consideration of the needs for commercials, the capacity building efforts in ASPI etc. A deal with the source data countries shall include their advantages they may receive. This must be in line with the WIPO MoU’s (ACTION).

WIPO and PatCom agree to have close contacts on this issue between *Rob Willows* and the PatCom Technical Working Group and *Christophe Mazenc* who sees quality improving by this common effort (ACTION).

Willem Lagemaat sees the necessity to develop this on a level plain field and by promoting the importance of information and the value of IP and tangible benefits.

5. IPC Development

Antonios Farassopoulos gave a compact historical review on the IPC, ECLA, FI harmonization development since 2010. Main efforts by EPO and USPTO are concentrated to the CPC preparation in view of its entry in force in January 2013. There are uncertainties concerning the continuation of the CHC project by the IP5. In March 2012 a new IP5 meeting is planned but the agenda is still not available. The IPC Committee of Experts is expected to approve the parallel display of IPC, CPC and FI (2d half 2013) and the use of IPC like symbols by the CPC.

Rob Willows asked for the future of the MCD and *Antonios Farassopoulos* stated that EPO is still the custodian. Jouve is finishing a software set for back file and future IPC reclassification and by time the few left non reclassified documents will be gradually automatically reclassified.

The Director General of WIPO *Francis Gurry* joins the meeting as announced before at 11:28 am. He welcomes the PatCom delegation and thanked for coming. Patent information importance is increasing constantly and the WIPO challenge is to make available a good global basis for further business development. PATENTSCOPE including global brands may

be able to add further data to third parties. Projects like TISC and ASPI, capacity building and training and standards development is necessary but also a constant reality check by commercial. PCT input grew from 164000/y to 180000/y mainly from Asia (+32% from China, +20% from Japan). The direct access to the dossiers is in progress. In June a diplomatic conference will take place on innovative issues.

Willem Lagemaat thanked for joining the meeting. The WIPO initiative is as important as data availability. The question is, how China could deal with the visible enforcement.

Francis Gurry sees a high level of understanding for the value of IP to the Chinese economy only with 27 years of IPP legality in China. China is not so monolithic as seen from outside. Naturally there is the problem of control of 1.3 billion people and 20 million new jobs/y. At all not an easy situation and the question is how fast is China getting this under control?

Willem Lagemaat sees a problem in how to manage the coming wave of information. Value adding for the commercials is important but the dynamics now are in access. *Rob Willows* added that the utility models in China shall be observed very carefully.

Francis Gurry means that the enthusiasm in China for patenting will go down by time. It will take some years but he does not see incompatibility between WIPO and commercials. He asked for remembering the arbitrary work development by WIPO. Similarly he expects the increase of sensibility for the value of patent information. He thanked again for coming and left the meeting at 11:48 am.

6. Experiences of WIPO - Commercial Sector Cooperation

Andrew Czajkowski explained that TISC training of 2 ½ days for free of charge databases has been performed in 26 countries. A second training on special search and practice with Questel took place at Cuba. A third training event based on country needs is under preparation together with an ASPI introduction. ARDI has now access to more than 8000 journals in combination with partner programs from WHO, FAO and UNEP in their respective field of interest. ARDI focuses on journals relating to engineering and applied sciences. He will report on ASPI development in the next meeting. *Lutz Mailänder* added that patent offices often have no resources to use paid subscriptions.

7. Standards Development

Ángel López Solanas gave a ppt-presentation (which will be shown in the PatCom member-only website sector) on WIPO Standards Development including:

- Next meeting of the Committee on WIPO Standards (CWS) Date: 30.04/04.05.2012) As usual, PatCom will be invited to attend the meeting as observer.
- XML4IP Project
- Presentation of nucleotide and amino acid sequence listings in patent applications
- Survey on OCR and WIPO Standard ST.22
- Revision of WIPO Standard ST.14

The development of a new WIPO Standard ST.96 is an ongoing project, under discussion by the XML4IP Task Force, which is preparing a proposal on a recommendation for the XML resources to be used for filing, processing, publication and exchange of information regarding all life cycle of patents, trademarks and industrial designs. When WIPO Standard ST.96 is adopted by the CWS, it will coexist with current ST36, ST.66 and ST.86. It might be that some offices do not implement this new development, i.e. ST.96, but stay with current ST36, 66 and 86; for instance, the EPO intends to continue using ST.36 and new developments that will be undertaken within its framework.

The SEQL Task Force is preparing a proposal on the presentation of nucleotide and amino acid sequence listings based on XML for adoption as a new WIPO Standard ST.26. This new standard will not yet be ready for consideration and approval by the CWS at the second session, as discussions are still open; moreover, the USPTO will need more time as it must solicit and consider public comments. New ST.26 will also have an impact on current ST.25; the form of addressing the said impact is still under consideration by the Task Force.

The International Bureau will present a proposal for the revision of category codes provided in paragraph 14 of WIPO Standard ST.14. In particular, the International Bureau believes that it would be useful to introduce a distinction in search reports between documents cited for novelty and documents cited for their relevance to inventive step when taken alone, as this distinction would help to clarify the specific relevance of cited documents. The CWS will also be invited to study the convenience of revising the recommendations for the identification of non-patent literature citations in order to bring WIPO Standard ST. 14 in line with the International Standard ISO 690:2010 (Information and documentation – Guidelines for bibliographic references and citations to information resources).

The International Bureau conducted a “survey on the implementation and promotion of WIPO Standard ST.22”. The questionnaire addressed issues concerning WIPO Standard ST.22 (Recommendation for the authoring of patent applications for the purpose of facilitating optical character recognition (OCR)) and patent applications submitted on paper or submitted electronically (e-filed) but having the text body of the application submitted in image form (e.g., PDF or TIFF images), as well as questions on OCR practices of Industrial Property Offices (IPOs). The OCR survey results, where 30 offices responded, will be presented at the CWS meeting. *Yo Takagi* proposes to combine agenda points 8 and 9.

8. WIPO Raw Data Supply (see also agenda point 4, page 3)

9. PATENTSCOPE – Experiences and Development, Usage Statistics

Christophe Mazenc gave a ppt-presentation (which will be shown in the PatCom member-only website sector) on PATENTSCOPE including:

- New coverage
- Functionalities
- New products

WIPO works on the reduction of language barriers, user accounts, save queries and interface for mobile phones.

Sandrine Ammann gave a ppt-presentation on promotion on PATENTSCOPE and data products. New products available for 3000 SFr are:

1. PCT BACKFILE ASIAN LANGUAGES includes full-text description and claims (OCR output) for International Applications published in Chinese, Japanese and Korean from 1978 to preceding year.

2. PCT Backfile XML includes applications filed in XML format in all PCT languages (XML format).

3. PCT BACKFILE BIBLIOGRAPHIC which is a snapshot in XML of the PCT bibliographic data contained in the PATENTSCOPE database (>2 million applications in all PCT languages containing titles and abstracts in English, French and if applicable in a different filing language).

WIPO is working on distribution of knowledge of PATENTSCOPE by Internet via Webinars, Videos and Social Media (YouTube, Facebook etc.)

Georg Schultheiss asked for security of access on PATENTSCOPE for professional searchers. *Christophe Mazenc* stated that there are no protection and no usage statistics available.

10. AOB:

- Next IPC workshop may be in February 2013 together with a WIPO-PatCom meeting.
- For the next meetings *Willem Lagemaat* proposed that with the acceleration that WIPO projects PatCom would like to have meetings twice a year from 2012 onward. *Yo Takagi* said that WIPO accepts this.
- For the next meeting Tuesday, September 25, 2012, 10:00 am is foreseen.

The meeting adjourned at 12:45.

List of Actions:

Page 3:

- PatCom will discuss "Raw Data Supply" and access to data with EPO in March 2012 (*Willem Lagemaat*)
- Possibility of ftp-server installation at WIPO (*Yo Takagi*)
- Contact between WIPO and PatCom Technical Working Group (*Christophe Mazenc* and *Georg Schultheiss*)
- *Rob Willows* to give examples of high level ESPACENET statistics for *Christophe Mazenc* to evaluate if similar statistics can be developed and shared by WIPO.

Appendix 1**Agenda 9. WIPO-Patcom Meeting at Geneva on 08.02.2012 , 10:00 am**

1. Approval of the Agenda
2. Approval of the Minutes of the last Meeting
3. Results of the WIPO Symposium 2011
4. WIPO Development Plan
5. IPC Development
6. Experiences of WIPO - Commercial Sector cooperation
7. Standards Development
8. WIPO Raw Data Supply
9. PATENTSCOPE – Experiences and Development, Usage Statistics
10. AOB:
 - a) Next Meeting: Tuesday, 25.09.2012, 10:00 am

Georg F. Schultheiss
Hon. Secretary of PatCom

Lueneburg, 13.02.2012