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Patents

CNIPA Publishes Latest Statistical Data of Patents (as of November 2021)

Statistics of Patents Granted (Domestic and Foreign)							
(January to November 2021)							
Unit: application							
Domestic/Foreign		Inventions		Utility Models		Designs	
		Granted	Percentage	Granted	Percentage	Granted	Percentage
Total	Subtotal	645036	100%	2701164	100%	716603	100%
	Service	624095	96.8%	2373760	87.9%	440514	61.5%
	Non-service	20941	3.2%	327404	12.1%	276089	38.5%
Domestic	Subtotal	542916	84.2%	2694876	99.8%	700831	97.8%
	Service	523470	96.4%	2367859	87.9%	425587	60.7%
	Non-service	19446	3.6%	327017	12.1%	275244	39.3%
Foreign	Subtotal	102120	15.8%	6288	0.2%	15772	2.2%
	Service	100625	98.5%	5901	93.8%	14927	94.6%
	Non-service	1495	1.5%	387	6.2%	845	5.4%

Note: the numbers of patents granted in the chart above are all subject to the dates on which the decisions on granting were made.

Statistics of Patents in Validity (Domestic and Foreign)							
(as of November 2021)							
Unit: application							
Domestic/Foreign		Inventions		Utility Models		Designs	
		In Validity	Percentage	In Validity	Percentage	In Validity	Percentage
Total	Subtotal	3560149	100%	8912928	100%	2541859	100%
	Service	3447290	96.8%	8083203	90.7%	1695529	66.7%
	Non-service	112859	3.2%	829725	9.3%	846330	33.3%
Domestic	Subtotal	2738533	76.9%	8860237	99.4%	2414739	95.0%
	Service	2635366	96.2%	8032842	90.7%	1573077	65.1%
	Non-service	103167	3.8%	827395	9.3%	841662	34.9%
Foreign	Subtotal	821616	23.1%	52691	0.6%	127120	5.0%
	Service	811924	98.8%	50361	95.6%	122452	96.3%
	Non-service	9692	1.2%	2330	4.4%	4668	3.7%

Note: In this chart, statistical data of invention patents in validity is subject to (i) the addresses of the patentees for patents granted on and before December 31, 2020; and (ii) the addresses of the applicants for patents granted on and after January 1, 2021.

Patents

Statistics of PCT Applications (November 2021)					Unit: application
Domestic/Foreign	Total of November		Aggregated Total of the Year (till November 2021)		
	Applications	Percentage	Applications	Percentage	
Total	6833	100%	64075	100%	
Domestic	6424	94.0%	59419	92.7%	
Foreign	409	6.0%	4656	7.3%	

(Source: China National Intellectual Property Administration)

Trademarks

CNIPA Publishes Latest Statistical Data of Trademarks (as of November 2021)

Trademarks Registered and Trademarks in Validity (Domestic and Foreign) (as of November 2021)					Unit: per trademark
Domestic/Foreign	Registered		In Validity		
	Aggregated Total of the Year (till November 2021)	Percentage	Number	Percentage	
Total	7097380	100%	36652326	100%	
Domestic	6920198	97.5%	34746330	94.8%	
Foreign	177182	2.5%	1905996	5.2%	

Notes:

1. The aggregated total of the year calculates from December 16, 2020 to November 15, 2021. Statistics of trademarks in validity ends on November 15, 2021.
2. The statistical data is extracted from the database of the China Trademark Office. The date of extraction falls on the last day of the current month.

Statistics of Trademark Oppositions (November 2021)			Unit: case
Item	Total of November	Aggregated Total of the Year (till November 2021)	
Petitions for Opposition	14869	159341	
Rulings on Opposition	15506	149899	

Notes:

1. The total of November calculates from October 16 to November 15, 2021. The aggregated total of the year calculates from December 16, 2020 to November 15, 2021.

Trademarks

Statistics of Trademark Review and Adjudication Cases (November 2021)			
			Unit: case
Item	Type of Case	Total of November	Aggregated Total of the Year (till November 2021)
Applications for Review and Adjudication Cases	Review of rejection	39706	339074
	Review of disapproval	491	4061
	Review of revocation	2062	14876
	Announcement of invalidation	6120	61613
	Total	48405	419672
Rulings on Review and Adjudication Cases	Review of rejection	22613	273472
	Review of disapproval	388	3283
	Review of revocation	1105	11729
	Announcement of invalidation	5589	52583
	Total	29697	341092
Note:			
1. The total number of applications for review and adjudication in November includes 9 cases of review on invalidation announcement. The aggregated total of applications till November of the year includes 22 cases of review on invalidation announcement.			
2. The total number of rulings in November includes 8 cases of review on opposition and 1 case of review on invalidation announcement. The aggregated total of rulings till November of the year includes 22 cases of review on opposition and 1 case of review on invalidation announcement.			

(Source: China National Intellectual Property Administration)

CNIPA Issues Judgment Standards for General Trademark Violations: to be implemented from January 1, 2022

On December 16, 2021, the China National Intellectual Property Administration ("CNIPA") issued the *Judgment Standards for General Trademark Violations* (the "*Standards*") for implementation from January 1, 2022.

Consisting of 35 articles, the Standards set forth detailed provisions on nine types of illegal behaviors that disrupt the order of trademark management as identified in the existing laws, regulations and departmental rules, namely,

- (1) failure to use a registered trademark when it must be used;
- (2) use of any mark that cannot be used as trademark;
- (3) use of the words "well-known trademark" in a commercial activity;
- (4) trademark licensee's failure to indicate its name and the origin of goods as required by law;
- (5) change of the registered trademark, registrant's name, and address or other registration items without permission;

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- (6) use of an unregistered trademark as a registered one;
- (7) failure to perform management obligations in collective trademark and certification trademark;
- (8) failure to perform trademark printing management obligations; and
- (9) malicious application for trademark registration.

(Source: China National Intellectual Property Administration)

Intellectual Property

China's IP Royalties Import and Export Volume Approach 280 Billion RMB in the First Three Quarters of 2021

According to CNIPA, in the first three quarters of 2021, China's IP royalties import and export volume approached 280 billion RMB, among which the export volume increased at a significant growth rate of over 27%, showing a great rise in the value and international competitiveness of China's IP rights.

Presently China's ranking in the *2021 GII Report* published by the WIPO months ago has risen up to the twelfth, reaching another record-high in the *GII Report*. Staying top 1 among the middle-income economies, China is one of the fastest progressing countries around the world.

Moreover, from January to October 2021, the total amount of registered patent and trademark pledge financing reached 240.77 billion RMB. Achieving a growth rate of 50.6% with respect to the same period of 2020, said amount already exceeded the total amount for the whole year of 2020.

(Source: People's Daily)