



Introduction of JPAA; and Post-Grant Patent Proceedings in Japan

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Japan Patent Attorneys Association
International Activities Center



Japan Patent Attorneys Association

About the JPAA

- Japan's sole mandatory professional association for patent attorneys
- Established under the Patent Attorney Act
- Provides professional guidance and training for its members
- Promotes research and public awareness of intellectual property systems
- JPAA International Activities Center supports the JPAA's international initiatives

Our Purpose at the IPO Annual Meeting

- To introduce Japan's intellectual property system
- To connect with IP professionals from around the world

Visit the JPAA Booth

JPAA Booth

- **Booth 201, IP Expo Hall**
- Please stop by to meet our members and learn more about Japanese IP practice

IP Hub Presentation

- **September 28, 3:40–3:55 p.m.**

Presentation Materials Available at Our Booth

- 1. Trademark Registration in Japan**
From Anime to the Metaverse: Protecting Non-Traditional Trademarks and Virtual Goods in Japan
- 2. Foreign-Language Patent Applications in Japan**
Practical Strategies for Greater Amendment Flexibility and Strategic Portfolio Building
- 3. Protecting Technical Features through Design Rights in Japan**
- 4. Divisional Application Strategies**
Building a Flexible and Robust Patent Portfolio

Post-Grant Patent Proceedings in Japan

Two principal JPO proceedings for challenging patent validity:

	Patent Opposition	Patent Invalidation Trial
Who	May be filed by <u>any person</u>	May generally be requested only by an <u>interested party</u>
When	Must be filed within <u>six months</u> after publication of the patent	May be requested <u>at any time</u> after registration, even after expiration
Procedure	Primarily <u>written</u> and <u>JPO-led</u>	<u>Inter partes</u> proceedings <u>Oral proceedings</u> are the general rule
Grounds	Grounds include <u>lack of novelty or inventive step, disclosure deficiencies</u> , and failure to qualify as an invention	<u>Similar grounds</u> , together with certain additional grounds, including <u>entitlement-related grounds</u>
Challenge	<u>The patent owner may</u> challenge an adverse decision before the IP High Court <u>The opponent cannot.</u>	<u>Either party</u> may challenge an adverse decision before the IP High Court

Disclaimer

- The purpose of this presentation is to provide educational and informational content and is not intended to provide legal services or advice.
- The opinions, views and other statements expressed by the presenter are solely those of the presenter and do not necessarily represent those of JPAA.



Thank you!



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