

Announcement of the SIPO

(No.75)

In accordance with the provisions of the Patent Law and its Implementing Regulations, an applicant shall pay fees for filing an application and going through the relevant formalities before the SIPO. As prescribed by Notification of Adjusting the Charge Standard (No.[2000]2441) issued by the State Development Planning Commission and the Ministry of Finance on December 29, 2000, the charge items and standards for patent after the adjustment and the relevant matters are announced herein as follows.

1. Charge items and standards for patent (RMB Yuan)

Filing an application in China	
1. Filing fee	
(1). Patent for invention	900
Printing fee	50
(2). Patent for utility model	500
(3). Patent for design	500
2. Maintenance fee for patent for invention (annual)	300
3. Examination fee for patent for invention	2500
4. Reexamination fee	
(1). Patent for invention	1000
(2). Patent for utility model	300
(3). Patent for design	300
5. Handling fee for changes in the bibliographic data	
(1). Change in inventor, applicant and patentee	200
(2). Change in patent agency and	50

attorney	
6. Fee for claiming priority	80
7. Fee for requesting restoration of right	1000
8. Fee for requesting withdrawal	
(1). Patent right for invention	30
(2). Patent right for utility model	20
(3). Patent right for design	20
9. Fee for requesting announcement of invalidation	
(1). Patent right for invention	3000
(2). Patent right for utility model	1500
(3). Patent right for design	1500
10. Fee for requesting compulsory license	
(1). Patent for invention	300
(2). Patent for utility model	200
11. Fee for requesting a ruling on exploitation fee of compulsory license	300
12. Registration fee for the grant of patent right, printing fee and stamp duty	
(1). Patent for invention	255
(2). Patent for utility model	205
(3). Patent for design	205
13. Additional fee	
(1). The request for the first extension(per month)	300
The request for the second extension(per month)	2000
(2). Additional charge for claims, in excess of 10 claims	150

(3). Additional charge for specification including drawings, in excess of 30 pages	50
Additional charge for specification including drawings, in excess of 300 pages	100
14. Annual fee	
(1). Patent for invention	
1st to 3rd year	900
4th to 6th year	1200
7th to 9th year	2000
10th to 12th year	4000
13th to 15th year	6000
16th to 20th year	8000
(2). Patent for Utility Model	
1st to 3rd year	600
4th to 5th year	900
6th to 8th year	1200
9th to 10th year	2000
(3). Patent for Design	
1st to 3rd year	600
4th to 5th year	900
6th to 8th year	1200
9th to 10th year	2000
Filing a PCT application for national phase entry	
1. Transmittal fee	500
2. Search fee	1500
Additional search fee	1500
3. Priority document transmittal fee	150

4. Preliminary examination fees	1500
Preliminary examination additional fee	1500
5. Fees for opposing unity	200
6. copy of patent application duplication charge, per page	2
7. Basic fee	
(1). International application containing not more than 30 pages	3023
(2). International application containing more than 30 pages	3023
in excess of 30 pages, per page	70
8. Designation fees	
per designation(free of charge if in excess of 8)	651
9. Confirmed designation fee	
per designation	651
10. Confirmation fee	50% of the sum of the designation fees payable
11. Handling fee	1083
12. Delayed payment fee	Charged with 50% of the due fee; if the amount is less than the transmittal fee, then charged as the transmittal fee; if the amount is more than basic fee, then charged as the basic fee

Notes: Items 7-12 relate to the fees collected by the SIPO for the WIPO. The fees are charged after conversion according to the foreign exchange quotations quoted by the State Administration of Foreign Exchange on December 1, 2000. The fees will be adjusted by the SIPO in accordance with the fluctuations in the exchange rate.

Filing a PCT application entering national phase in China	
1. Fee for delayed entry of national phase for PCT application	1000
2. Fee for correction of translation for PCT application (preliminary examination stage)	300
3. Fee for correction of translation for PCT application (substantive examination stage)	1200
4. Fee for restoring the unity of the invention for PCT application	900
5. Fee for correction of priority claim for PCT application	300
Notes: the other fees when a PCT application enters the national phase in China will be charged in accordance with the domestic standard.	

2. After the adjustment, the charge for a service-invention (entity) and a non-service invention (individual) where there exist difficulties in paying the fees continues to be reduced and postponed partially. The fees to be reduced and postponed include: the filing fee, the maintenance fee, the examination fee, the reexamination fee, and the annual fee for the three years starting from the year in which the patent right is granted. For the conditions for the reduction and postponement of the fees, please refer to the relevant provisions prescribed by the SIPO.

3. With respect to the reduction and postponement of the filing fee, the examination fee and the annual fee for the three years starting from the year in which the patent right is granted, an applicant may only pay 70% (up from 60%) of the fees for a service invention, and 85% (up from 80%) of the fees for a non-service invention. With respect to the reduction and postponement of the maintenance fee and the reexamination, it remains unchanged, i.e., an

applicant may only pay 60% of the fees for a service invention, and 80% of the fees for a non-service invention.

4. The patent charge is incorporated into the central fiscal budget and adopts the management of separation of revenue and expenditure, i.e., it will be handed over to the central Treasury.

This Announcement shall go into effect from March 1, 2001, and the relevant patent fees which have been paid for this year before the announcement date will be counted in accordance with the standard before the adjustment.

January 15, 2001