

2016 年四川省知识产权保护状况

2016 年，在省委、省政府的坚强领导下，全省知识产权工作主动融入全面创新发展大局，建设知识产权强省，全面改革创新取得新成绩，知识产权创造质量、运用效益、保护效果、管理能力和服务水平进一步提升，各项工作及指标均居全国前列，实现“十三五”良好开局。

一、知识产权强省建设和全面改革创新

2016 年，省政府出台《深入实施知识产权战略加快建设西部知识产权强省的意见》（川府发〔2016〕31 号），对知识产权强省建设作出全面部署，明确了新时期、新形势下四川建设知识产权强省的总体要求和目标任务，正式开启我省从知识产权大省向知识产权强省迈进的新征程。2016 年 11 月，我省获国家知识产权局批复，成为国家级引领型知识产权强省建设试点省。

知识产权领域全面改革创新积极稳妥推进。认真贯彻落实《国务院办公厅关于印发知识产权综合管理改革试点总体方案的通知》（国办发〔2016〕106 号），围绕省委、省政府全面改革创新“一号工程”，推动天府新区、成都高新区和郫都区、绵阳高新区、德阳高新区、泸州高新区探索开展知识产权综合管理体制试点，推动成都、德阳、绵阳三市探索建立专利行政执法跨区域协作机制。在全国率先探索推进职务发明知识产权归属和利益分享制度改革，省委、省政府出台《四川省激励科技人员创新创业十

六条措施》，科技厅、省知识产权局印发《四川省职务科技成果权属混合所有制改革试点实施方案》，推动 42 家科研院所和 20 所高校开展股权激励等政策试点，完成 100 余项职务发明专利分割确权，评估作价入股成立高新技术公司 7 家。获批成立中国成都（家居、鞋业）知识产权快速维权中心。深入开展国家专利代理行业改革试点，降低知识产权服务业准入门槛，引导优质资本和优秀人才进入知识产权服务业。推进国家知识产权局专利局专利审查协作四川中心建设，人员规模达 1030 人。推进商标注册便利化改革，探索完善商标注册地方组织体系，全国首个委托地方设立的商标受理处落户雅安，全省首个注册商标专用权质权登记申请受理点落户德阳，企业办理商标质押登记最快当天办理完结。按照最高人民法院《关于在全国法院推进知识产权民事、行政和刑事案件审判“三合一”工作的意见》，全面推进知识产权案件审判“三合一”改革，全年全省知识产权一审服判息诉率平均提高 3.6 个百分点，审理周期平均缩短 13.5 天。全省法院与公安机关、检察机关和知识产权行政执法部门建立沟通协调机制、知识产权纠纷联动处理和委托调解机制，与国家知识产权局专利局专利审查协作四川中心建立专利案件专利信息检索和技术咨询协作机制，全年调解、撤诉知识产权案件 1552 件，调撤率 51.44%。推进成都知识产权审判庭建设。四川省知识产权大保护格局正在形成。

知识产权地方性法规政策进一步完善。《四川省科学技术进步条例》已由省第十二届人大常委会第二十七次会议修订通过，自 2016 年 10 月 1 日起施行。《四川省非物质文化遗产条例（草案）》通过省第十二届人大常委会第二十八次会议第一次审议。

《四川省促进科技成果转化条例(修订)》纳入省政府2016年立法计划，完成立法调研。省人大教科文卫委会同省知识产权局完成专利保护工作现状调研。《四川省“十三五”知识产权保护和运用规划》纳入四川省“十三五”重点专项规划。知识产权工作纳入省政府《关于加强互联网领域侵权假冒行为治理的实施意见》《四川省创新驱动发展战略实施方案》《四川省促进科技成果转化行动方案(2016-2020年)》《四川省科技服务业发展规划(2016-2020年)》《四川省促进外贸回稳向好十五条措施》《关于加快电子商务产业发展的实施意见》等政策文件。知识产权相关部门制定《四川省知识产权法治宣传教育第七个五年规划(2016-2020年)》《四川省知识产权人才培养“十三五”发展规划(2016-2020年)》《关于审判工作服务保障知识产权强省建设的指导意见》《关于完善知识产权侵权查处机制工作方案》《关于建立商标专用权保护协作机制的意见》等配套政策。

知识产权统筹协调力度进一步加大。1月28日，副省长、省知识产权工作领导小组组长刘捷主持召开省知识产权工作领导小组会议，总结2015年四川省知识产权战略纲要实施推进计划落实情况，审议《关于深入实施知识产权战略加快建设西部知识产权强省的意见(送审稿)》和2016年四川省知识产权战略纲要实施推进计划确定的105项重点工作。刘捷副省长对知识产权工作提出明确要求：一是深入实施知识产权战略行动计划，加快建设知识产权强省；二是促进知识产权创造运用，推动产业转型升级；三是严格知识产权保护，保障和激励创新创业；四是加强宣传培训，支撑知识产权事业更好发展；五是大力发展知识产权服务业，

服务创新创业需求。

二、知识产权行政保护

（一）专利行政保护

2016年，全省新申请专利142522件，居全国第7位，同比增长28.69%；其中新申请发明专利54277件，居全国第8位，同比增长34.23%。新获得专利授权62445件；其中新获得发明专利授权10350件，同比增长13.67%。新申请PCT国际专利527件，居全国第9位，同比增长50.14%。企业新申请专利91647件，同比增长28.76%；其中新申请发明专利35217件，同比增长37.73%。成都、绵阳、德阳、攀枝花、宜宾、自贡、遂宁、泸州8个国家知识产权试点示范城市新申请专利125569件，同比增长28.09%；其中新申请发明专利49457件，同比增长33.37%。全省有效发明专利拥有量36815件，同比增长28.2%。每万人发明专利拥有量4.487件，居全国第7位，同比增长28.2%。

加强专利行政执法保护和维权援助。深入推进“双打”、“护航”、“闪电”专项行动，加强食品、药品、农资、家电、电商平台等重点领域及西博会、科博会等大型展会的执法检查。开展第三批国家级知识产权保护规范化市场培育工作，指导市（州）深入开展无侵权假冒专利示范商场创建活动。加强泛珠三角区域、川渝两地、川北川南片区等省际省内专利行政执法协作，联合打击跨区域专利侵权假冒行为。加强知识产权（专利）投诉举报和维权援助制度建设，对企业应对涉外专利纠纷和维权工作开展援助。全年开展专利执法检查823次，出动执法人员1885人（次），检查商业场所765个，检查商品14.19万件，开展大型展会专利执

法保护 11 次。立案受理专利案件 1419 件、结案 1407 件、结案率 99%。与浙江省知识产权局协同办理电子商务领域专利案件 484 件，向广东、福建、浙江、北京、重庆、山东等省（市）移送涉嫌假冒专利案件共计 22 件。

加强企业、园区、区域知识产权工作。深化企业、园区知识产权工作，深入推进城市知识产权试点示范和强县工程，增强市场主体和区域竞争力。全年新培育国家知识产权示范企业 8 家、累计 21 家，优势企业 30 家、累计 111 家；新增企业知识产权管理规范国家标准认证企业 55 家、累计 90 家。绵阳市、德阳市获批国家知识产权示范城市，泸州市获批国家知识产权试点城市，自贡高新区获批国家知识产权示范园区。截至 2016 年，全省共有国家知识产权试点示范园区 3 个，省级知识产权试点示范园区 57 个，国家知识产权试点示范城市 8 个，国家知识产权强县工程试点示范县（区）43 个，国家知识产权示范优势企业 120 家，省知识产权试点示范优势培育企业 541 家，市（州）知识产权试点示范企业 300 余家。

推动知识产权转化转移。中央、省市共建社会化知识产权运营基金，形成“1+3+N”创新联动投融资机制。深入推进知识产权质押融资和专利保险试点工作，设立知识产权质押融资风险补偿基金，推出“天府知来贷”知识产权金融服务产品，帮助中小企业缓解融资难、融资慢、融资贵问题。加强对专利实施转化激励引导，开展四川省专利奖评选表彰和中国专利奖申报推荐工作，开展重大经济科技活动知识产权评议试点。全年培育国家知识产权质押融资试点示范城市 5 个，专利保险试点示范城市 2 个，知

知识产权投融资试点地区 3 个；募集知识产权运营专项资金 11 亿元，储备重点项目 20 个，培育国家知识产权运营试点企业 7 家；质押专利 108 件，质押融资额 31.9 亿元；专利合同备案 49 份，金额 1516 万元；新增专利实施项目 1.14 万件、新增产值 1555.51 亿元、新增利税 192.73 亿元，分别同比增长 12.95%、11%、17.05%；省政府表彰 2015 年度四川省专利奖 41 项，荣获第十八届中国专利金奖 1 项、优秀奖 17 项和外观设计优秀奖 2 项。

加快发展知识产权服务业。探索建立便民利民的知识产权公共服务平台。推进成都高新区国家知识产权服务业集聚发展试验区建设，成立知识产权服务业联盟，聚集各类知识产权运营和服务机构 100 余家，托管服务企业 130 余家。加强国家知识产权局（四川）专利信息中心、国家专利信息传播利用（四川）基地和知识产权出版社专利信息利用试验基地建设。开展重点产业专利信息分析，新建企业主导产品专利数据库 15 个，累计建成行业专利数据库 18 个。拓展成都专利代办处服务职能，创新服务内容，提供咨询服务和业务辅导 1.22 万人（次）。全年新培育国家知识产权服务品牌机构 1 家、累计 7 家；新增专利代理机构 14 家、累计 55 家，新增分支机构 10 家、累计 36 家；新考取专利代理人资格 207 人、累计 1102 人，执业专利代理人 396 人；共培育全国知识产权专家人才 16 名。

（二）商标行政保护

2016 年，全省新申请商标 126300 件，新增注册商标 73986 件，累计商标有效注册量 392055 件，居全国第 8 位；新增地理标志商标 38 件，累计 202 件；新增马德里国际商标注册申请 44 件，

累计 393 件；新增驰名商标 8 件，累计 280 件；新认定四川省著名商标 203 件，有效著名商标累计 1702 件。

深入开展商标专用权保护工作。保持“双打”高压态势，针对重点区域、重点行业开展“红盾春雷 2016”、“清风”、“网剑”专项行动，打击商标侵权违法行为。加大驰名商标、涉外商标品牌保护力度，加强省际间商标行政执法协作，在山东、江苏、浙江、福建、云南等地开展“峨眉牌”、“EM”柴油机商品商标专用权跨省保护。积极推进商标行政处罚案件信息公开，加强信息公开工作督促、检查和指导，推动信息公开工作规范化。着力构建商标专用权保护长效机制，加强商标行政执法与刑事司法衔接，与省法院建立商标专用权保护协作机制，增强保护合力。全年查处各类商标侵权违法案件 903 件，案值 863.37 万元，罚款 845.88 万元。

加大商标品牌培育力度。推进商标国际化注册，加强商标国际注册与保护培训力度，提高优势产业和涉外企业开展商标国际注册和保护商标专用权的能力及水平，助推企业“走出去”。加大贫困地区商标品牌培育扶持力度，深入推进“一村一品，一品一标”商标富农工程，开展“精准扶贫送商标”工作，推动 88 个贫困县申请注册农产品商标 219 件。

促进商标专用权运用。推动和指导中小企业发挥商标品牌价值，运用商标专用权质押贷款，全年全省 21 家企业利用注册商标专用权开展质押融资，获得贷款金额约 49 亿元。以 2016 年中国国际商标品牌节为契机，举办四川省知名企业商标品牌推介会，现场签订销售合同总额 1400 万元；组织 83 家驰（著）名商标企

业参加“川货全国行·昆山站”现场展销会，现场销售金额 180 万元，签订意向合同 5200 万元。

（三）著作权行政保护

2016 年，全省作品著作权登记 75162 件，居全国第 4 位；计算机软件著作权登记 15634 件。

依法严厉打击侵权盗版。联合公安厅、省通信管理局、省互联网信息办开展打击网络侵权盗版“剑网 2016”专项行动，突出整治未经授权非法传播网络文学、网络新闻、网络影视作品等三类网络侵权行为，重点查处通过 APP、电子商务平台、网络广告联盟、私人影院等四种网络平台盗版行为。强化网络日常监管巡查，坚持“每日一巡查、每周一清理、每月一汇总”，每日对腾讯、新浪、凤凰等 20 余家重点网站进行网上巡查比对掌控信息，每周对疑似网站进行域名、IP、CIP 信息清理及时发现线索，每月对各市（州）工作开展情况进行收集汇总随时掌握动态。组织开展“秋风 2016”专项行动，定期清查图书、音像制品、计算机软件市场，将网上书店和网络出版销售平台纳入管理，依法打击网上网下侵权盗版活动。建立重大网络侵权盗版案件联合查办工作机制，按属地原则完善案件移交转移制度，加大案件督办查处力度。健全版权执法监管工作机制，推动侵权假冒案件信息公开，提高版权执法工作透明度。全年查处各类侵权盗版案件 57 件。

深入推进软件正版化工作。制定《关于建立健全政府机关使用正版软件长效机制的通知》《四川省政府机关使用正版软件工作考核细则（试行）》，推动各级政府机关软件正版化工作长效机制建设。推动完成 9 家省属国有企业下属 114 家公司软件正版化

工作，推动 21 个市（州）完成 120 家地方国有企业软件正版化工作。

推进版权示范创建工作。制定《四川省版权示范单位和示范园区（基地）管理办法》，充分发挥示范引领作用，提升版权保护工作整体水平。成都（中国）艺库文创产业园区获批国家版权示范园区、成都音像出版社有限公司获批国家版权示范单位。全省共培育国家版权示范城市 1 个、示范园区（基地）4 个、示范单位 1 个。

推进版权运用。全年图书版权贸易合同备案 502 件，其中图书版权引进 341 项、图书版权输出 161 项，影视剧作品版权交易额达 3000 余万元。成都市版权局获 2016 年度中国版权管理金奖，四川文艺出版社有限责任公司出版的图书《琅琊榜》获 2016 年度中国版权作品金奖。

（四）植物品种权和农产品地理标志行政保护

2016 年，全省新申请植物品种权 87 件、累计 1067 件，居全国第 6 位；获得授权 93 件、累计 667 件，居全国第 2 位；有效授权品种 390 件，居全国第 4 位。新获证农产品地理标志 11 个、累计 156 个，居全国第 2 位、西部第 1 位。

加强植物品种权保护。依法打击侵犯他人植物品种权以及“套牌”生产、销售授权品种行为，加强种子市场监管，切实保护农民利益和品种权人合法权益，保障农业生产用种安全。全年出动行政执法人员 3.21 万人（次），开展执法检查 5780 次，检查种子市场 3720 个（次），抽查企业 913 个（次），抽查经营户 2.02 万家；抽检种子样品 6357 个，发现不合格种子样品 28 个，样品合

格率达 96.7%；查处种子案件 227 起，查获假劣种子 4.73 万公斤、没收 3.53 万公斤，罚款 92.18 万元，挽回经济损失 1256 万元。

加强农产品地理标志监管、建设和推广。组织开展农产品地理标志综合检查，对成都、绵阳、宜宾、泸州等 12 个市（州）的标志授权管理、标志实际使用、知识产权保护、产品质量控制、品牌建设和产业发展等工作进行督查指导。推动广汉缠丝兔、金堂脐橙等 13 个省级农产品地理标志核心保护区建设，丹棱桔橙获批创建我省首个国家级农产品地理标志示范样板。组织 16 家企业的 14 个地理标志产品参加全国第二届农产品地理标志专展，丹棱桔橙荣获农交会参展农产品金奖，攀枝花市锐华农业开发有限责任公司和成都市中茵川派食品有限责任公司荣获优秀参展单位。2016 年中国品牌价值评价信息发布活动中，丹棱桔橙、攀枝花芒果、金堂姬菇、纳溪特早茶、汶川甜樱桃 5 个农产品地理标志分别以 40.61 亿元、32.72 亿元、32.10 亿元、26.73 亿元、5.26 亿元的品牌价值荣登价值评价排行榜。“竹海长裙竹荪”入选《源味中国》农产品地理标志大型记录片第一季。

林业部门积极促进知识产权创造，核桃新品种“绿玥”与“紫玥”通过授权，四川省林业植物品种权授权实现零的突破。加大林业植物品种权保护力度，落实《林业植物新品种保护行政执法办法》，林业植物品种权行政保护纳入省行政执法公开平台。推进林业知识产权试点工作，推动国家林业知识产权试点单位省林业科学研究院加强知识产权创造、运用、保护和管理。

（五）地理标志产品行政保护

2016 年，全省新获批地理标志产品 12 个、累计 252 个，连续

七年居全国第 1 位。新增国家地理标志产品专用标志使用企业 76 家、累计 698 家，占全国总数 11%。

加强执法打假。深入推进“质检利剑”、“双打”、打假保名等专项行动和重点区域整治。全年共检查生产销售企业 5989 家，立案 1143 件，查办大案要案 25 件，移送公安机关 1 件，涉案货值 3891 万元。

加强地理标志产品保护及后续监管。不断健全省市县三级地理标志产品监管体制，完善地理标志产品标准、质量、检测三大体系，建立由政府职能部门、企业、专合组织等共同参与的地理标志产品管理体系。注重专用标志使用后续监管，建立地理标志产品巡查制度，开展专项监督检查，动态监测地理标志产品品质状况。全年对自贡、绵阳、广元、遂宁、内江、乐山、宜宾 7 个市（州）获批保护的地理标志产品的安全卫生指标、关键质量指标和重要特色指标进行监督抽查，共抽检地理标志产品 83 个、664 个批次，其中合格 654 批次，合格率 98.5%。

推动地理标志产品保护示范区建设。明确省、市、县、乡、村各级监管责任，指导地理标志产品保护示范区实施“五级联动”巡查制度。在示范区推行质量标准、质量管理、综合服务、综合巡查执法和案件查处“五位一体”的服务监管体系，建立示范区打击侵权假冒工作长效机制。广元市朝天区、广安市广安区获批创建国家级地理标志产品保护示范区。全省共培育国家地理标志产品保护示范区 5 个、省示范区 13 个。

加大地理标志产品推介力度。推动全省各级政府部门和社会各界力量参与建设地理标志产品展馆、专柜、商贸平台。探索

“互联网+地理标志产品”发展模式，建设《四川国家地标》网站专栏，全面涵盖全省地理标志产品保护工作。推荐地理标志产品参与电商平台线上销售，网站上架产品 1500 余个，涉及生产企业 500 余家，日均访问量 6 万余人（次）。郫县豆瓣、蒲江雀舌、安岳柠檬、东坡泡菜、南溪豆腐干、龙泉驿水蜜桃、富顺香辣酱、通江银耳、蒲江猕猴桃、南江黄羊、自贡冷吃兔 11 个地理标志产品入围 2016 年中国品牌价值评价地理标志产品 50 强榜单。

（六）非物质文化遗产行政保护

截至 2016 年，全省有县级以上非物质文化遗产项目 5623 个，其中国家非物质文化遗产项目 139 个，省非物质文化遗产项目 711 个；国家非物质文化遗产代表性传承人 69 人，省非物质文化遗产代表性传承人 764 人。

充分发挥非物质文化遗产名录示范引领作用，组织开展第六批非物质文化遗产项目代表性传承人评审认定工作，推动形成年龄和梯次更加合理的老中青非物质文化遗产传承人队伍。实施中国非物质文化遗产传承人群研修研习培训计划，向文化部推荐输送蜀锦、蜀绣、成都银花丝、成都漆艺等新一代非物质文化遗产传承人 23 人。与高校合作开展非物质文化遗产传承人群普及培训，举办四川大学绵竹年画培训班、西南民族大学羌绣培训班、成都纺织高等专科学校蜀绣培训班，培训非物质文化遗产传承人 290 余名，不断提升传承人群的传承能力和实践水平。

（七）知识产权海关保护

2016 年，成都海关关区新增知识产权海关保护备案 39 件，累计有效备案 138 件。

成都海关按照海关总署统一部署，开展中国制造海外形象维护“清风”行动，以输往拉美国家出口商品为重点，加强对重点航线以及食品、药品、汽车配件、玩具等涉及人身安全的重点商品监控。强化关区重点口岸监管，遏制不法分子“蚂蚁搬家”、“化整为零”式出口侵权货物的违法活动。加强风险分析研判，提高风险布控查验针对性和有效性，提升打击侵权假冒精确度。推动各业务现场点在监管过程中充分运用知识产权海关保护系统，提高关员查缉出口侵权货物的执法效能。持续推进“两法衔接”，深化与司法机关和其他行政执法部门的执法协作，与成都市食药监局探索建立医疗设备监管联系配合办法，实现对成都地区进口医疗设备的有效监管。在成都高新综保区（双流园区）查获1起进口树脂镜片涉嫌侵犯尼康公司知识产权案件，价值4500万元人民币。

三、知识产权司法保护

2016年，全省法院共受理知识产权案件3607件，审结3145件，审结率87.19%。其中受理知识产权民事案件3464件，审结3017件；受理知识产权刑事案件136件，审结121件；受理知识产权行政案件7件，审结7件。

各级法院积极发挥审判职能，依照“司法主导、严格保护、分类施策、比例协调”的知识产权司法保护基本政策，依法公正高效审理各类知识产权案件，在保证判决协调性的基础上，普遍加大侵权损害赔偿力度，增强知识产权司法保护力度。加快推进知识产权民事、行政、刑事案件审判“三合一”工作，“三合一”审判机制在整合审判资源、统一裁判标准、提高审判质效方面的

优势作用进一步显现。建立知识产权审判技术专家库，技术鉴定、技术调查、技术咨询与专家陪审有机结合的“四位一体”技术事实认定体系逐步建立，有效解决知识产权案件审理技术事实“认定难”问题。

2016年，全省检察机关批准逮捕侵犯知识产权犯罪案件78件123人，起诉91件190人，建议行政执法机关向公安机关移送知识产权涉嫌犯罪案件28件36人。

检察机关加强打击知识产权刑事犯罪沟通协作，适时提前介入，引导侦查取证，确保依法顺利批捕、起诉严重侵权犯罪案件。认真办理涉及知识产权的控告、申诉案件，注重发现监督案件线索，依法加强对公安机关查办知识产权犯罪案件的立案监督和侦查活动监督以及对法院受理知识产权案件的审判监督。注重惩防结合，源头防范、纠正知识产权执法和司法不作为、乱作为，严肃查办知识产权职务犯罪，促进公正廉洁执法。深入推进知识产权行政执法与刑事司法衔接工作，依法建议行政机关向公安机关移送知识产权涉嫌犯罪案件线索，确保有案必移、有罪必究。

公安机关严厉打击侵犯知识产权犯罪。2016年，全省公安机关侦办侵犯知识产权和制售假冒伪劣商品犯罪案件748件、破案599件，抓获犯罪嫌疑人686人，涉案金额2.4亿元；发起打击侵权假冒集群战役7起，打掉制假售假窝点61个，捣毁制假生产线4条，缴获包装材料和商标标识10万余件、假冒名酒3万余瓶、假烟3万余条。

公安机关突出重点领域，结合我省侵权假冒犯罪的实际情况，把打击矛头对准直接侵害群众利益和生产生活安全的农资、食品

药品、烟酒等重点行业、知名品牌的制假售假犯罪。严打假冒全链条，梳理屡打不绝的地域性造假清单，从重点案件线索切入，上溯生产源头、下追销售去向，把制售窝点、批销团伙、组织策划人员、窝点“老板”和技术员等作为重点打击对象。强化集群作战攻势，坚持“打准、打大、打深、打细”思路，侦办大案要案，实现犯罪网络全方位打击。加强与法院、检察院、行政执法部门沟通协作，加大知识产权行政执法和刑事司法有效衔接。加强与省外公安机关配合，建立信息交流和协作查处机制，全年核查公安部及外省经侦部门移交案件线索 2200 余条。

四、知识产权宣传培训

全省按照依法治省和法治政府建设要求，结合“七五”普法规划及“法律七进”活动，推动知识产权进机关、进企业、进园区、进学校、进社区，营造全社会鼓励创新创业、尊重保护知识产权的浓厚氛围。4月20日至26日，围绕“加强知识产权保护运用，加快知识产权强国建设”主题，与全国同步开展知识产权宣传周四川地区活动116项，召开2016年四川省知识产权保护新闻发布会，发布《2015年四川省知识产权保护状况》白皮书和《2015年四川省知识产权保护典型案例》。全年刊发知识产权新闻稿件2110篇（次）、专版750个，召开知识产权新闻发布会8场（次），开展专题宣传活动284场（次），发放宣传资料111.6万份。

坚持开展知识产权日常宣传，加大知识产权宣传普及力度。各级知识产权局与全国同步开展知识产权宣传周、专利周和“双创”活动周四川地区活动，举办2015年度四川省专利奖颁奖大会、知识产权服务双创手拉手以及知识产权进众创空间、进工业

园区等宣传活动，举办《国务院关于加快知识产权强国建设的若干意见》宣传解读会和四川省知识产权强省建设专题报告会，发布宣传解读信息稿件 20 余篇次，发送手机短信 290 万条。省工商局通过发布《四川商标战略发展报告（2011—2015）》白皮书、召开全省文化产业商标品牌建设座谈会、举办全省驰（著）名商标授牌大会等，大力宣传商标战略实施成效。省新闻出版广电局开展“4·23”世界读书与版权日集中宣传活动，发布 2015 年度四川省著作权保护典型案例，举办“热爱读书、支持正版、鼓励创作”大型签名活动和侵权盗版及非法出版物集中销毁活动。农业、林业部门坚持普及植物品种权保护基础知识、法律法规政策和国内外农业、林业植物新品种保护讯息，强化从业人员植物品种权保护意识。质监部门通过门户网站、中国质量报、质量月等平台 and 渠道，大力宣传地理标志产品保护战略。文化部门在全国文化遗产日，围绕“加强文化遗产保护 振兴传统工艺”主题开展非物质文化遗产宣传，举办中国非遗传承人群研修研习培训计划·四川省首批普及培训成果展等活动。公安机关将预防和打击侵权假冒犯罪宣传纳入“5·15”打防经济犯罪宣传，建立媒体通气通报制度，加大打击侵权假冒工作宣传力度。成都海关运用布告栏、新闻媒体及网站、微博、微信等载体，向进出口企业、社会公众普及知识产权海关保护法律法规政策，宣传打击进出境环节侵权假冒工作措施和成效。省法院通过发布《2015 年知识产权司法保护》白皮书和《2015 年知识产权司法保护十大典型案例》、召开知识产权司法保护座谈会、组织开展“送法进企业”活动和微博直播知识产权案件庭审等方式，扩大知识产权司法保护影响力。各级检

察机关结合实际开展知识产权宣传活动，向群众宣传知识产权基本知识、法律法规以及检察机关立足法律监督职能依法打击侵犯知识产权犯罪的工作成效。

加强知识产权教育培训。新建省知识产权培训基地 1 个、累计 8 个；新设立知识产权远程教育分站 1 个、累计 12 个，共注册学员 2.28 万人，全年选课 4.75 万人（次）。高校知识产权学院、学科建设不断加强，截至 2016 年底，全省 1 所高校设立知识产权学院，2 所高校开设知识产权专业，3 所高校招收知识产权硕士研究生，1 所高校开设知识产权专业双学位，1 所高校设立知识产权方向，共培养知识产权专业学生 997 名，在校学习学生 761 人，将知识产权纳入必修课和选修课学习学生 3.2 万人，14 所中小学开展知识产权普及教育试点工作。全年举办知识产权培训班 299 个，培训党政领导干部 3383 人（次），企事业单位知识产权管理人员 8546 人（次）、专业技术人员 1.86 万人（次）。

五、知识产权交流与合作

2016 年 4 月 26 日，邀请美国、新加坡、新西兰驻成都领事馆官员出席 2016 年四川省知识产权保护新闻发布会。

2016 年 5 月 13 日，省知识产权局与香港贸易发展局在成都联合举办创新背后的知识产权商机研讨会，知识产权管理部门、企业和知识产权服务机构代表 300 余人参加研讨会。

2016 年 6 月 23 日至 24 日，由中国知识产权培训中心与日本工业所有权情报研修馆共同主办，省知识产权局协办的第十次中日人才培养机构会议暨第六次联合研讨会和日本专利法修改情报培训班在成都举行。

2016年7月27日至28日，由国家工商总局与美国专利商标局共同主办，省工商局协办的中美地理标志保护巡回研讨会在成都举行。

2016年7月31日，省知识产权局参加泛珠三角区域知识产权部门负责人会议暨首届知识产权珠江论坛。四川省知识产权与广东省知识产权局签署《粤川知识产权战略合作框架协议》。

2016年9月15日至22日，省知识产权局组团赴澳大利亚、新西兰进行知识产权工作访问交流。

2016年9月29日，韩国檀国大学知识产权教育中心主任和创新工程学教育中心主任一行到省知识产权局访问交流。

2016年11月21日，成都海关参加海关总署与韩国海关联合举办的中韩知识产权海关保护研讨会。

2016年12月1日，省知识产权局组团赴香港参加第六届亚洲知识产权营商论坛。

2016年12月7日，英国知识产权局代理局长肖恩·丹内利一行来川进行知识产权工作访问，并参观国家知识产权局专利局专利审查协作四川中心。

2016年12月13日，省知识产权局、省工商局、省版权局共同出席第11届泛珠三角区域知识产权合作联席会议，省知识产权局局长谢商华代表四川省与泛珠三角区域“9+2”各方共同签署《泛珠三角区域深化知识产权合作协议》。

2016年，省发展改革委组织“创业天府·菁蓉汇”活动走进美国硅谷、法国索菲亚科技园。省知识产权局组织专利技术参加中国（上海）国际技术进出口交易会和中国国际专利技术与产品交

易会等展会。商务厅、省工商局、省质监局组织驰（著）名商标企业、地理标志产品企业参加“惠民购物全川行动”、“川货全国行”、“万企出国门”和“美味法兰西”美食推介、杨凌农高会、四川贫困地区农特产品展等国内外展销会。文化厅组织蜀锦、蜀绣、绵竹年画、羌绣、道明竹编等国家级非物质文化遗产项目精品参加第四届中国非物质文化遗产博览会。

2016 Intellectual Property Rights Protection in Sichuan

In 2016, under the leadership of Sichuan provincial Party Committee and provincial Government, the province forwardly blended into the comprehensive innovation and development, constructed the intellectual property (hereafter referred to as “IP”) powerful province. The IP quality of creation, effectiveness of application, effect of protection, level of management and service ability were further enhanced. The IP works and indexes all placed among the top in the country which achieved a good start in the 13th Five-Year Plan for National Economic and Social Development.

I. Powerful IP Province Construction and the Overall Innovation and Development

In 2016, the provincial government promulgated *opinions on Implementing IP Strategy and Constructing the Western Powerful IP Province* which adopted a comprehensive plan with overall requirements and target tasks of powerful IP province construction in the new period. In November, 2016, Sichuan province was approved to carry out the national pilot work of constructing leading and powerful IP province.

The comprehensive innovation and reform of IP work was actively and steadily advanced. The province carried out Framework Plan for IP Comprehensive Management System Pilot Reform promulgated by the State Council, promoted Tianfu New Area, and the Hi-tech Industrial Development Zones of Chengdu, Mianyang, Deyang and Luzhou to explore the system reform. Chengdu, Deyang and Mianyang explored to establish cross-region corporation mechanism of patent administrative law enforcement. The provincial Party Committee and Government promulgated *Sixth Measures of Sichuan Province on Encouraging the Innovation and Entrepreneurship of Scientific and Technical Personnel*. The provincial science and

technology department and IP office issued *Implementing Plan of Sichuan Province for the Pilot Reform of Mixed Ownership of IP Right in Service Invention-creations*, firstly started the pilot work of stock-based incentive compensation in 42 institutions and 20 colleges, and comminuted the ownership of about one hundred patents in service invention-creations with which established 7 hi-tech corporations. The China Chengdu (Household Items and Footwear Industry) IP Rights Fast Protection Center was approved to set up. The province carried out pilot reform work on national patent agency industry by reducing the access threshold of IP service industry to attract capital and talents of high quality. The Patent Examination Cooperation Center of the Patent Office, SIPO, Sichuan was under construction of which the number of personnel had added up to 1,030 persons. The province explored to improve the local organization system to make the registration of trademark more convenient. The first national receiving section for trademark registration and the first provincial acceptance point of application for record of pledge of trademark exclusive right entrusted by the state trademark office were respectively build in Yaan city and Deyang city. Guided by *Opinion on Promoting the Trial Combination Work of IP civil, Administrative and Criminal Cases in the Courts* issued by the Supreme People's Court, the province comprehensively promoted the reform of trial combination work. This year the rate of accepting sentence in first instance risen 3.6% and the trail time shortened 13.5 days averagely. The courts established cooperation and coordination mechanism, IP dispute linkage management and entrusting mediation mechanism with public security organs, Procuratorates and IP administrative departments, built patent case information retrieval and technical consultation mechanism with the Sichuan Patent Examination Cooperation Center. This year mediated 1,552 pieces of IP cases, and the withdraw rate reached 51.44%. The Chengdu IP court was under construction.

The province further improved local IP regulations and polices. *Regulations of Sichuan Province on Science and Technology Progress* had been mended and

adopted by the 27th session of the 12th Standing Committee of the provincial People's Congress and entered into force since October 1, 2016. *Regulations of Sichuan Province on Intangible Cultural Heritage* (draft) had been reviewed by the 28th session of the 12th Standing Committee of the provincial People's Congress. *Regulations on Promoting the Transformation of Scientific and Technological Achievements* (amended) had been included in legislation plan by the provincial Government and completed the legislation research work. The Education, Science, Culture and Public Health Committee of the provincial People's Congress and the provincial IP office carried out the patent protection situation research. *13th Five-year Plan of IP Protection and Application* had been included in the provincial 13th five-year key and special plans. IP work was involved in several document promulgated by the provincial Government as follows: *Implementing Opinions on Enforcing the Management of IP Right Infringement and Counterfeiting in Internet*, *Plan of Sichuan Province for Implementing Strategy of Innovation-driven Development*, *Action Plan of Sichuan Province for Promoting the Transfer and Transformation of Technology Achievements (2016-2020)*, *Fifteen Measures of Promoting the Stabilization and Development of Foreign Trade*, *Implementing Opinions on Advancing the Development of Electronic Commerce*. The IP departments formulated a serials of supporting polices such as the *7th Five-year Plan of Sichuan Province for IP Publicity and Education (2016-2020)*, *13th Five-year Plan of Sichuan Province for IP Talents Cultivation (2016-2020)*, *Guidance on Trail Work Serving and Guaranteeing the Construction of Powerful IP Province*, *Plans of Improving the Investigation and prosecution Mechanism of IP Infringement*, *Opinions on Establishing the Cooperation Mechanism of Trademark Exclusive Right Protection*.

The province strengthened overall coordination of IP work. On January 28, 2016, Liu Jie, the group leader of the provincial IP work leading group held work conference, summarized the implementation of *Promoting Plan of Sichuan IP Strategy Outline in 2015*, reviewed and adopted *Opinions on Further Implementing IP*

Strategy and Accelerating the Construction of the Western Powerful IP Province and the promoting plan including 105 items of key tasks in 2016. Liu Jie proposed requirements as follows: to further implement the action plan of IP strategy and accelerate powerful IP province construction, to promote the IP right acquisition and implementation and drive industries transformation and upgrading, to reinforce IP protection and encourage innovation and entrepreneurship, to strengthen IP publicity and training and support the fast development of IP career, to vigorously develop IP service industry and provide the service assurance for innovation and entrepreneurship.

II. IP Administrative Protection

i. Administrative Protection of Patent

In 2016, there were 142,522 patent applications; ranking No.7 in the country, an increase of 28.69% compared to the same period, of which 54,277 applications were for invention patents, ranking No.8 in the country, an increasing of 34.23%. There were 62,445 patents were granted, of which 10,350 granted patents were for invention, an increase of 13.67%. There were 527 PCT patent applications, ranking No.9 in the country, an increase of 50.14%. There were 91,647 patent applications from enterprises, an increase of 28.76%, of which 35,217 applications were for invention patents, an increase of 37.73%. There were 125,569 patent applications in eight national IP pilot and demonstration cities including Chengdu, Mianyang, Deyang, Panzhihua, Yinbin, Zigong Suining and Luzhou, an increase of 28.09%, of which 49,457 applications were for invention patents, an increase of 33.37%. There were 36,815 effective invention patents in the province, an increase of 28.2%. There were 4.487 invention patents for every ten thousand people, ranking No.7 in the country, an increase of 28.2%.

The IP offices reinforced patent administrative law-enforcement and IP protection and assistance, carried out special actions called “double strike”, “escort” and “lightning” to strengthen the inspection on fields including food, drug, agricul-

tural production, household electronic appliances and e-commerce platforms and large-scale exhibitions such as western China international fair, and China (Mianyang) Science & Technology City Hi-Tech Expo. They launched the third patches of national standardization market cultivation work of IP protection, directed the municipalities (states) to carry out pilot markets construction of non-infringing patents. They further enhanced patent regional administrative law-enforcement cooperation in these areas including the pan delta, Sichuan-Chongqing, the north and south area of Sichuan to strike the patent infringement of cross-region. They reinforced IP (patent) complaint and assistance systems construction to help enterprises deal with patent disputes concerning foreign affairs. This year carried out patent administrative law-enforcement inspection for 823 times, dispatched law-enforcers for 1,885 person-times, checked 765 business places and 141,900 pieces of goods, and launched patent law-enforcement in more than 11 large-scale exhibitions. They accepted 1419 patent cases of which 1,407 cases had been concluded covering 99% of the whole cases. The province cooperated with Zhejiang provincial IP Office in investigating 484 patent cases in e-commercial field and transferred 22 suspected patent infringing cases to other provinces (cities) including Guangdong, Fujian, Zhejiang, Beijing, Chongqing, Shandong etc.

The province further enhanced the IP work of enterprises, industrial parks and regions. They reinforced IP work of enterprises and industrial parks, further enhanced pilot and demonstration work of cities and counties to strengthen the competitive power of market subject and regions. This year, 8 enterprises were approved as the national IP demonstration enterprises, a total of 21 in the province, 30 enterprises were approved as the national advantageous enterprises, a total of 111 in the province. 55 enterprises finished pilot work according national standards in IP management, a total of 90 in the province. Mianyang, Deyang were approved as the national IP demonstration cities, Luzhou was approved as the national IP pilot city, and Zigong National Hi-Tech Industrial Development Zone was approved

as the national IP demonstration industrial park. Until 2016, there were 3 national and 57 provincial IP demonstration and pilot industrial parks, 8 national IP demonstration and pilot cities, 43 national IP demonstration and pilot counties (districts) , 120 national, 541 provincial, 300 municipal IP demonstration and advantageous enterprises in the province.

The province promoted IP transfer and transformation. The state, province and cities jointly established IP operation foundation under the financing model of “1+3+N”. They further improved IP pledge financing pilot work and patent insurance pilot work, established IP risk compensation foundation for IP pledge financing, launched Tianfu IP pledge financing project to assisted medium-sized and small enterprises dealing with financing problem. The province strengthened the motivation and guidance for patent transfer and transformation, launched the selection and reward work of Sichuan Patent Award and the recommendation work of China Patent Award, and carried out the IP appraisal pilot work of major economic and technologic projects. This year cultivated 5 cities national demonstration and pilot cities of IP pledge financing, 2 national pilot cities of patent assurance and 3 national pilot areas of IP investment and financing. They raised IP operation foundation with 1.1 billion Yuan, reserved 20 key items and cultivated 7 national pilot enterprises of IP operation. This year, the amount of patent pledge financing totaled 3.19 billion Yuan with 108 patents pledged. 49 pieces of patent contacts were registered with 15.16 million Yuan of transaction amount. There increased 11,400 new patent implement projects, an increase of 12.95% over the previous year with 155.55 billion Yuan of output value, an increase of 11% and 19.273 billion Yuan of profit and tax, an increase of 17.05%. There commended 41 patents of Sichuan Patent Award in 2015, won 1 gold awards and 17 excellence awards for patent and 2 recognition awards for design in the 18th China Patent Award.

The province accelerated the development of IP service industry. They explored to establish IP public service platform which is convenient and benefit to

the public. They reinforced the construction of the national experimental region for IP service industry in Chengdu Hi-Tech Industrial Development Zone, established IP service industry association and assembled more than 100 IP operation and service agencies which served for more than 130 enterprises. They reinforced the construction of Sichuan Patent Information Service Center of the State IP Office and the Experimental Bases of IP Publishing House for Patent Information Dissemination and Unitization and set up 15 patent databases of key products of enterprises this year and 18 patent databases of key industries in total. The Chengdu patent agency office further broadened its service, provided consult service and professional assistance for 12,200 person-times. This year cultivated 1 national brand IP service agency, a total of 7 agencies. This year added 14 new patent agencies and 10 branches, a total of 55 agencies and 36 branches. 207 persons passed the national qualification examination for patent agent, a total of 1,102 persons and the amount of professional agents totaled 396 persons. There cultivated 16 national IP experts and talents in total.

ii Administrative Protection of Trademark

In 2016, there were 126,300 trademark applications and added 73,986 registered trademarks, a total of 392,055 pieces, ranking No.8 in the country. There added 38 geographical indication trademarks in the province, a total of 202 pieces. There were 44 Madrid international trademark applications, a total of 393 pieces. There added 8 China well-known trademarks, a total of 280 pieces and identified 203 Sichuan well-known trademarks, a total of 1,702 pieces in expiry date.

The province vigorously launched law-enforcement actions called “Double strike”, “Red Shield and Spring Thunder 2016”, “Breeze”, “Net Sword” focusing on key regions and industries to severely strike and deter the trademark infringement and counterfeiting. They strengthened the protection of well-known trademarks and international trademarks, reinforced the corporation of administrative law-enforcement with other provinces, and launched the protection of trademark

“Emei” ,“EM” which are used in diesel engines in Shandong, Fujian, Yunnan etc. They vigorously promoted to disclose the information of trademark administrative punishment cases. They promoted to establish the long-acting mechanism of trademark protection, strengthened the link between administrative law-enforcement and criminal judicature, and established cooperation mechanism with the provincial court. This year investigated 903 illegal trademark cases with total value of 8,633,700 Yuan, fined 8,458,800 Yuan.

The province vigorously promoted trademark cultivation. They actively reformed the trademark registration, promoted Yaan to build the first receiving section for trademark registration in the country to provide service for market subject, and promoted Deyang to set up the first provincial acceptance point of application for record of pledge of trademark exclusive right entrusted by the national trademark office to shorten the business processing time. They advanced the international trademark registration, held training courses to improve the trademark applying capacity of advantageous industries and foreign trade enterprises. They reinforced trademark cultivation in poor areas, carried out the project of trademarks assisting farmers with income increase and agriculture development and there added 219 trademarks of agricultural product by 88 poverty counties.

They advanced the trademark application, promoted and guided the medium-sized and small enterprises to apply trademarks for pledging loans. This year, 21 enterprises pledged trademarks for total loan of 4.9 billion Yuan. They held trademark and brand recommendation show of Sichuan well-known enterprises in the 2016 China international trademark ·brand festival with total trading amount of 14,000,000 Yuan. They organized 83 enterprises to attend the exhibition of “Sichuan Products trades across the country” with trading amount of 1,800,000 Yuan and signed intentional contracts with total trading amount of 52,000,000 Yuan.

iii. Administrative Protection of Copyright.

In 2016, 75,162 pieces of work were registered, ranking No.4 in the country, 15,634 pieces of computer software were registered.

The province vigorously cracked down on IP infringement and counterfeits. The province launched the striking action of “Sword Net in 2016” to crack down on the network piracy, overhauled the network piracy concerning with literary work, news, films and television programs, and investigated four kinds of network platform including APP, e-commerce platform, advertisement association and private cinema. They reinforced the daily supervision on the network, checked the information of more than 20 websites including Tencent, Sina and Fenghuang etc. everyday, investigated the domain name, IP, CIP of the suspected websites every week and collected the work situation of cities (states) every month. They carried out special action of “autumn wind 2016”, checked the books, audio and video products, computer software market, and brought the on-line bookstore, publishing and on-line publishing and selling platforms into management scale, cracked down on the infringement and counterfeiting on and under the network. They established joint mechanism of major network piracy case investigation, and improved the case transfer system for attribution. They improved the supervision mechanism of copyright law-enforcement to disclose the information of cases. This year investigated 57 cases of copyright piracy.

The province further advanced software legalization work. The province issued *Notice of Improving the Long-acting Mechanism of Use of Genuine Software at Government Agencies, the Trial Examination Rules of Sichuan for Use of Genuine Software at Government Agencies*. The province promoted 114 provincial state-owned enterprises to finish software legitimation work. So did the 120 local state-owned enterprises of 21 cities (states).

The province promoted the copyright demonstration and pilot work, issued *Regulations of Sichuan on Demonstration Unit and Industrial Park of Copyright Protection*. Chengdu (China) Yiku Cultural Creation Industry Park was approved as

national copyright demonstration unit. Chengdu Video and Radio Publishing Co. Ltd. was approved as the national copyright demonstration unit. There are 1 national copyright demonstration city, 4 demonstration industrial parks (bases) and one demonstration unit.

The province promoted the copyright application. This year registered 502 foreign copyright contracts of which 341 items were for import and 161 items were for export. The copyright commercial amount of film and television program totaled 30,000,000 Yuan. Chengdu Copyright Administration won the gold medal of China Langyabang published by Copyright Management Award in 2016. Sichuan Art Publishing Co. Ltd. won the gold medal of China Copyright Award.

iv Administrative Protection of New Plant Varieties

In 2016, the new plant varieties application was up to 87, a total of 1067, ranking No.6 in the country. The new granted amounted to 93, a total of 667, ranking No.2 in the country. The granted in expiry date mounted to 390, ranking No.4 in the country. The new granted geographic indication of agricultural products amounted to 11, a total of 156, ranking No.2 in the country and No.1 in the western areas.

The agricultural departments across the province cracked down on plant varieties infringement and seeds counterfeiting according to the laws. They launched province-wide law-enforcement inspections for seed markets to protect the legal interests and right of peasants and obligee. This year carried out law-enforcement for 5,780 times, dispatched law-enforcers for 32,100 person-times, checked 3,720 seed markets, 913 enterprises and 20,200 stores, investigated 6,357 seed samples and examined 28 unqualified seeds with qualified rate of 96.7%. They dealt with 227 cases of fake seeds, discovered 47,300 and confiscated 35,300 kilogram fake seeds, fined 921,800 Yuan and retrieved the economic losses with total value of 12,560,000 Yuan.

The province reinforced the supervision, construction and recommendation of

the geographical indication of agricultural indication. They launched the comprehensive inspection on the indication management, application, protection, quality control, brand construction and industrial development in 12 cities (states) including Chengdu, Mianyang, Yibin, Luzhou etc. They promoted the construction of 13 provincial core protection zones in which Danlin orange was approved to construct the demonstration sample. They organized 16 enterprises with 14 geographical indication products to attend the second agricultural fair and Danlin orange won the gold medal. This year five agricultural products including Danlin orange, Panzhihua mango, Jintang pleurotus cornucopiae, Naxi Mingqian tea, Wenchuan cherry were selected on the shortlist of value brand with value of 4.061 billion, 3.272 billion, 3.210 billion, 2.673 billion and 0.526 billion Yuan. Zhuhai bamboo fungus was selected in the first season of documentary the Original Taste of China.

The provincial forestry departments promoted the IP creation, the new walnut varieties of Lueyue and Ziyue was granted which were the first granted plant varieties of forestry in the province. They reinforced the protection of new plant variety of forestry and included the administrative protection into the provincial information disclosure platform of administrative law-enforcement. They advanced the forestry IP pilot work and promoted the provincial forestry technology institute to reinforce IP creation, application, protection and management work.

V Administrative Protection of Geographical Protection Products

In 2016, the geographical indication products in the province were increased to 12, a total of 252 in accumulation, raking No.1 in the country for seven years. There added 76 geographical indication product enterprises, a total of 698 enterprises, accounting for 11% of the total.

The provincial quality supervision departments launched campaigns called “Sword”, “Double strike” and special rectification work for key filed. This year checked 5989 enterprises, and investigated 1,143 cases of which 25 cases were major and serious, 1 case transferred to public security organs, captured goods with

total value of 38, 910, 000 Yuan.

The province strengthened the protection of geographical indication products, improved the supervision, management systems and the system of standard, quality and inspection. They established the joint management system by government organs, enterprises and special cooperation association. They improved the follow-up supervision work and round-check mechanism, and launched the special examination. The province continued to inspect geographical indication products' quality, checked index of safety, healthy, quality and feature towards the 83 kinds and 664 batches of products of Zigong, Mianyang, Guangyuan, Suining, Neijiang, Leshan, Yibin etc. of which 654 batches were qualified with rate of 98.5%.

The province reinforced demonstration zone construction of geographical indication products, made clear of the supervision responsibility of the province, cities, counties, towns and villages, guided the zones to implement the round-check system of five-level linkage. They promoted the service supervision system combining with quality standard, quality management, comprehensive management, comprehensive round-check and case investigation, and founded the long-term work mechanism of cracking down on the infringement and counterfeiting in the zone. Chaotian district of Guanyuan city, Guangan district of Guangan city were approved to construct the demonstration zones. There cultivated 5 national and 13 provincial demonstration zones in the province.

The province reinforced the promotion of geographical indication products, promoted the government organs and social communities to take part in constructing exhibition hall, department and commercial platform etc. They also explored to the development model of "internet plus geographical indication products", set up special column in the website of Sichuan national geographical indication to introduce the protection work of the province. They introduced and sold about 1,500 kinds of products in e-commercial platforms and more than 60,000 persons visited the website per day. Pixian bean source, 11 products including Pujiang chiao-she,

Anyue lemon, Dongpo pickles, Nanxi dried beancurd, Longquanyi honey peach, Fushun spicy source, Tongjiang white wood ear, Pujiang kiwifruit, Nanjiang Mongolian gazelle and Zigong leng-chi rabbit etc. has been selected in the shortlist of fifty products of brand value in 2016.

vi. Administrative Protection of Intangible Cultural Heritage

By the end of 2016, there were 5,623 items of intangible cultural heritage above the county level, of which 139 items had been enrolled in the national list, 711 items in the provincial list. 69 people were confirmed as the national representative inheritors of intangible cultural heritage, 764 inheritors were at the provincial level.

The province exerted the guide effectiveness of the intangible cultural heritage list, held the evaluation work of the sixth batch of representative inheritors to form more reasonable inheritor team. They carried out cultivation plan for inheritors, introduced 23 inheritors to the national Ministry of Culture of Shu brocade, Shu embroidery, Chengdu crafts of silver floriation, Chengdu lacquer art etc. The provincial cultural department cooperated with colleges to train the inheritors, held Mianzhu new year painting in Sichuan university, Qian embroidery in Southwest University for Nationalities, trained more than 290 inheritors.

Vii. IP Protection of Customs

In 2016, Chengdu Customs increased 39 IP protection records, a total of 138 records.

Under the unified deployment by General Administration of Customs, Chengdu Customs carried out “Qingfeng” action of maintaining good image of productions made in China. They reinforced supervision on goods exported to Latin America, the key transportation airlines and key products including foods, drugs, automobile parts and toys etc. They also reinforced the supervision on the key ports, forcedly stroke infringing cargo imported and exported by ways of dividing the whole into parts or transporting as ants moving home. They strengthened the risk analysis to

enhance the pertinence and effect of risk control. They promoted the on-sited ports take full use of IP custom protection system to enhance law-enforcement effect. They promoted the cooperation with judicial and other administrative departments, explored to establish the linkage and cooperation mechanism with Chengdu Food and Drug Administration to supervise the imported medical equipments in Chengdu. This year investigated a major IP case concerning with the imported resin glasses in the comprehensive bonded zone of Chengdu Hi-Tech industrial Zone in which has infringed the IP right of Nikon Company with total value of 4,500,000 Yuan.

III. IP Judicial Protection

In 2016, the provincial Courts adjudged 3,607 IP cases, concluded 3,145 pieces covering 87.19% of the whole cases. They tried 3464 IP civil cases and concluded 3,017 pieces, heard 136 IP criminal cases and concluded 121 pieces, handled 7 IP administrative cases and concluded 7 pieces.

In the light of “judicial protection dominating, strictly protecting, protecting qualifiedly and distributing correspondly”, the courts gave full play of IP judicial protection and assumed responsibility of adjudication to efficiently hear serials of IP cases according to laws. The courts added the amount of loss and compensation on the premise of guaranteeing the adjudication coordinated. The courts steadily promoted combination trial pilot work of IP civil, administrative and criminal cases, strengthened supervision, guidance and standardization of trial work. The trial resources were integrated, the trial standards were uniformed and the trial efficiency was enhanced. The Courts set up expert tank for IP trial. The technology cognition system of four aspects including technology identification, investigation, consultation and expert trial were gradually established to effectively resolve the technology identification problem in IP case trial.

In 2016, the provincial procuratorial organs approved to arrest 123 people in 78 criminal cases of IP infringement, prosecuted 190 people in 91 criminal cases

of IP infringement, supervised administrative law –enforcement departments to transfer 36 people in 28 suspected criminal cases.

The procuratorial organs gave full play of their procuratorial responsibility to arrest and suit the suspected criminals of IP infringement. They performed consciously to supervise the administrative law–enforcement departments to transfer all suspected criminal cases, the public security organization to register and investigate the cases, and the courts to hear the civil and administrative cases. They further promoted the link work between IP administrative law –enforcement and criminal justice in the IP protection field, and built the information sharing platform. The work mechanism of link work was improved to promote fairly administration and judicial work.

The Public Security Organs Severely Cracking down on IP Infringement. In 2016, the provincial public security organs cracked down on a total of 748 criminal cases of IP infringement with total value of 240,000,000 Yuan in which 599 cases had been solved, arrested 686 criminal suspects. They launched 7 battlefields across the country, destroyed 61 producing and selling dens, 4 protection lines, captured 100,000 sets of infringing packing materials, trademarks, 30,000 wine bottles of fake Wuliangye, Guojiao 1573 and 30,000 fake cigarette.

The public security organs regarded fighting against counterfeiting as important for guaranteeing the public’s interests, livelihood and safety, aimed selling gangs, organizers and technicians, carried out investigation and management work for the criminal infringement cases focusing on the key industries and well-known brands of agricultural productions, food, drug, cigarette and wine. Meanwhile, they insisted in the work plan of “finding the sources, dig the dens, striking the gangs and destroying the networks”, strengthened the investigation of special cases and launched battlefields to strike infringement, guaranteed the public’s interests and maintained the social order. They reinforced the cooperation with courts, procuratorates, administrative law–enforcement administrations to improve the linkage of IP

administrative law–enforcement and criminal judicature. They also strengthened the cooperation with public security organs of other provinces, established work mechanism to exchange information and investigate cases. This year checked more than 2,200 items of case clue transferred by Ministry of Public Security and public security organs of other provinces.

IV. IP Publicity and Training Work

Taking IP as the important content to publicize the strategy of ruling province by law, the province insisted on IP centralized and routine publicity, and delivered IP publicity to the party and government organizations, enterprises, industrial parks, schools, communities and grass–roots units. From April 20 to 26, the province launched the national IP publicity week in Sichuan centering on the theme of “Strengthening IP Protection and Application, Constructing a Powerful IP Country”. The province launched 116 publicity activities, held the news conference of Sichuan IP Protection in 2016, and issued a white paper of Sichuan IP Protection in 2015 and Typical Cases of Sichuan IP Protection in 2015. This year published more than 2,110 pieces of news passages and 750 special columns, held 8 news conferences (briefings) and 284 publicity activities, distributed 1,160,000 copies of publicity materials.

The IP offices at all levels launched the IP Week, China Patent Week and Mass Entrepreneurship and Innovation Week in Sichuan with the national synchronization. The province convened commendation meeting of the 2015 Sichuan Patent Award, carried out serials of promoting activities such as delivering IP service to the jointly created spaces and industrial parks, held publication activity of the powerful IP country and province construction, and published more than 20 items of news and 2,900,000 pieces of short messages. The administrations for industry and commerce published Report on Sichuan Trademark Strategy Development (2011–2015), held forum of trademark and brand construction in cultural industries, convened honoring ceremony for the well–known and Sichuan famous trade-

marks. The administrations of press, publication, radio, film and television published Typical Cases of Sichuan Copyright Protection in 2015, carried out signature campaign of “Love Reading, Supporting Legal Copy, and Encouraging Creating” and centralized destruction activity for pirated publications. The agricultural departments and the forestry departments made efforts to publicize the basic knowledge, laws and regulations, latest information of new plant varieties. The administrations of quality and technology supervision made great efforts to introduce Geographical Indication Product Protection Strategy and protection work information through the China Quality News magazine, Sichuan geographical indication websites and quality month activity. The culture departments held series of publicity activities centering the theme of “Strengthening Cultural Heritage Protection, Renovating the Traditional Crafts” in the national Cultural Heritage Day. There held activities such as the work exhibition of first batch of inheritors in the training course plan. The public security organs combined the publicity of striking counterfeiting with the 5·31 publicity activity of cracking down on economical crime, established media briefing mechanism to strengthen the publicity force. Chengdu Customs actively popularized Customs IP protection laws, regulations and work efforts by ways of delivering IP laws to the public, the import and export enterprises with billboards, news media, microblog, wechat etc. The Courts actively publicized IP judicial protection with publishing Sichuan IP Judicial Protection in 2015 and Typical Cases of Sichuan IP Judicial Protection in 2015, held IP Judicial Protection forum, carried out activity of delivering laws to enterprises, holding live trail of IP cases in microblog. The procuratorial organs unremittingly informed the IP knowledge, laws, regulations and the work effects of IP judicial protection.

The province strengthened the IP training and education. This year set up one IP training base, a total of 8. One new IP distance education branch which amounted to 12 and 22,800 persons registered as training students and chosen courses for 47,500 person-times. These training bases greatly promoted the IP col-

leges and disciplinary construction. 1 university found the IP college, 2 installed IP major, 3 recruited IP postgraduates, 1 set up IP double majors, 1 build subjects on IP direction. These years cultivated 997 IP majors. There are now 761 college students studying on IP major and 32,000 college students studying IP course as the compulsory or optional curriculum. One school was approved as the first batches of national pilot school and 14 elementary and middle schools were carrying out pilot work of IP popular education. This year conducted 299 training courses, trained leading cadres from the Party and governments for 3,383 person-times, IP law enforcers, management personnel and agents from government departments, enterprises and institutions for 8,546 person-times, enterprise technicians for 18,600 person-times.

V. Cooperation and Exchange of IP

On April 26, 2016, the province invited officials of the Consulates in Chengdu and Chongqing including the United States, Singapore, and New Zealand to attend news conference of Sichuan IP Protection in 2016.

On May 13, 2016, the provincial IP office and Hong Kong Trade Development Council jointly held seminar of IP business opportunities during innovation. More than 300 persons from IP administrative administrations, enterprises and IP service agencies attended the meeting.

From June 23 to 24, 2016, the China IP Training Center, Japan Industry Property Institution and Sichuan IP Office jointly held the tenth meeting of China-Japan IP talent cultivating agencies and the sixth joint seminar of the amendment situation of Japan patent law in Chengdu.

From July 27 to 28, 2016, the state Ministry of Industry and Commerce, the Patent and Trademark Bureau of the United States and Sichuan Provincial Administration for Industry and Commerce held round seminar of China-America geographical indication protection in Chengdu.

On July 31, 2016, the provincial IP office attended the chief executives meet-

ing and the first IP forum of IP cooperation in the Pan-pearl River Delta region. Sichuan IP Office signed the Frame Agreement on IP Strategic Cooperation between Guangdong and Sichuan.

From September 15 to 22, 2016, the provincial IP office group visited Australia and New Zealand for IP work Exchange.

On September 29, 2016, the provincial IP Office hosted the directors of IP Education Center and Engineer Innovation Education Center of Dan Kook University of Korea.

On November 21, 2016, Chengdu Custom attended the China-Korea IP custom protection seminar jointly held by the state General Administration of Customs and the Korean Custom.

On December 1, 2016, the provincial IP Office group attended the sixth Business of IP Asia Forum.

On December 7, 2016, the IP Office hosted the IP office director general of the United Kingdom and accompanied them visited Patent Examination Cooperation Center of the Patent Office, Sipo, Sichuan.

On December 13, 2016, the provincial IP Office, Administration for Industry and Commerce, Copyright Administration attended the eleventh IP Cooperation and Exchange Joint Meeting in the Pan-pearl River Delta region. The director general of Provincial IP Office represented Sichuan to sign the Agreement on Deepening the IP Cooperation in the Pan-pearl River Delta Region.

In 2016, the provincial Development and Reform Commission organized the activity of “Entrepreneurship in Tianfu and Jingrong Town” in Silicon Valley of America and Sofia Technology Park of France. The provincial IP Office organized enterprises with patent technologies to attend some exhibitions including China (Shanghai) International Technology Import and Export Trade Fair and China international Patent Technology and Products Trade Fair. The provincial Department of Commerce, Administration for Industry and Commerce, Administration of Quality

and Technology Supervision organized enterprises with national and Sichuan well-known trademark and geographical indication products in the industries of spirit, tea and silk to attend activities including “trading for people –benefit across Sichuan”, “Sichuan products trading across the country”, “Sichuan enterprises trading abroad”, Food introduction activity of “Good Taste of France, China Yanglin Agricultural Hi-tech Fair and Sichuan Agricultural Specialty Fair. The provincial Department of Culture organized the finest work of the national intangible cultural heritages including Shu brocade, Shu embroidery, Mianzhu new year panting, Qiang embroidery, Daoming baboo weaving craft etc. to attended the fourth China Intangible Cultural Heritage Expo.

(This publication is released in both Chinese and English, and in the event of any discrepancy, the Chinese version shall prevail.)

2016 年四川省知识产权保护状况

2016 Intellectual Property Rights Protection in Sichuan

四川省知识产权工作领导小组办公室

Office of Sichuan IP Leading Group