



VII

IPR IMPLEMENTATION

Enhancing Taiwan's Global Competitiveness with IPR Protection

1. Piracy and Counterfeit Investigations
2. IP and Commercial Court Rulings of Civil and Criminal Cases
3. Skill-Building for Law Enforcement Personnel
4. Raising the Public Awareness of IPR Protection

VII

IPR IMPLEMENTATION

Taiwan's IPR Action Plan 2021-2023 is currently under implementation in accordance with national policy on industrial innovation and development. The main goal of the plan is to strengthen investigations of piracy, counterfeiting and trade secret theft in order to effectively curb infringements, as well as to optimize IPR protection.

1. Piracy and Counterfeit Investigations

Taiwan High Prosecutors Office (THPO)

The Taiwan High Prosecutors Office (THPO) held the Working Group Meeting on Coordinated Supervision of Investigations of IPR infringement in order to better integrate IPR protection operations carried out by various agencies. Infringement rulings rendered by district prosecutor's offices in 2023 are listed below.

Unit: Case

| Year | Concluded Investigations | Indictment (Ordinary Procedure) | Summary Offense (Summary Judgment) | Suspended Indictment | No Indictment | Others |
|--------------------|--------------------------|---------------------------------|------------------------------------|----------------------|---------------|--------|
| 2023 | 6,457 | 500 | 551 | 573 | 3,671 | 1,162 |
| 2022 | 6,888 | 502 | 583 | 575 | 3,952 | 1,276 |
| Rate of Change (%) | -6.3% | -0.4% | -5.5% | -0.3% | -7.1% | -8.9% |

Investigation Bureau, Ministry of Justice

Statistics on violations of the Trademark Act, the Copyright Act, and the Trade Secrets Act are listed below.

| Year | Total | | Trademark | | Copyright | | Trade Secret | |
|--------------------|-------|--------------------|-----------|--------------------|-----------|--------------------|--------------|--------------------|
| | Cases | Suspects (persons) | Cases | Suspects (persons) | Cases | Suspects (persons) | Cases | Suspects (persons) |
| 2023 | 73 | 119 | 41 | 48 | 14 | 39 | 18 | 32 |
| 2022 | 58 | 91 | 29 | 31 | 9 | 15 | 20 | 45 |
| Rate of Change (%) | 25.9% | 30.8% | 41.4% | 54.8% | 55.6% | 160.0% | -10.0% | -28.9% |

National Police Agency (NPA), Ministry of the Interior

Statistics on violations of the Trademark Act and the Copyright Act, cybercrimes, and optical disks (ODs) seizures are listed below.

| Year | Total | | Trademark | | Copyright | | Trade Secret | | Internet Infringement | ODs Seized |
|--------------------|--------|--------------------|-----------|--------------------|-----------|--------------------|--------------|--------------------|-----------------------|--------------|
| | Cases | Suspects (persons) | Cases | Suspects (persons) | Cases | Suspects (persons) | Cases | Suspects (persons) | Cases | No. of Disks |
| 2023 | 3,556 | 4,759 | 2,014 | 2,580 | 1,519 | 2,144 | 23 | 35 | 2,948 | 92 |
| 2022 | 4,191 | 5,525 | 2,054 | 2,677 | 2,121 | 2,800 | 16 | 48 | 3,420 | 31 |
| Rate of Change (%) | -15.2% | -13.9% | -1.9% | -3.6% | -28.4% | -23.4% | 43.8% | -27.1% | -13.8% | 196.8% |

Criminal Investigation Brigade, Second Special Police Corps, National Police Agency, Ministry of the Interior

Acting under the authority of the National Police Agency, the Criminal Investigation Brigade of the Second Special Police Corps coordinates operations with brigades in Taipei, Taichung, and Kaohsiung specifically tasked with investigating IPR infringement. Cybercrimes made up 85.2% of all IPR infringement cases in 2023, and the various types of infringement are shown below.

Unit: Case

| Year | Total | Types of Infringement | | | | | |
|--------------------|--------|-----------------------|---------|-------------|-------------------------|-----------|--------|
| | | Internet | Markets | Storefronts | Cases Seized by Customs | Factories | Others |
| 2023 | 2,972 | 2,531 | 24 | 269 | 33 | 1 | 114 |
| 2022 | 3,559 | 2,982 | 29 | 319 | 205 | 1 | 23 |
| Rate of Change (%) | -16.5% | -15.1% | -17.2% | -15.7% | -83.9% | 0.0% | 395.7% |

2. IP and Commercial Court Rulings of Civil and Criminal Cases

The IP and Commercial Court adjudicates IP-related litigations, and a list of the court's rulings on patent, trademark and copyright cases (for both civil and criminal proceedings) is included below:

Unit: Case

| Year | Civil Cases | | | | | | Criminal Cases | |
|--------------------|----------------|---------------|------------------|-----------------|---------------|------------------|----------------------------|----------------------------|
| | First Instance | | | Second Instance | | | Special Criminal Law | |
| | Copyrights | Patent Rights | Trademark Rights | Copyrights | Patent Rights | Trademark Rights | Violation of Copyright Act | Violation of Trademark Act |
| 2023 | 79 | 75 | 52 | 44 | 58 | 36 | 39 | 29 |
| 2022 | 99 | 75 | 58 | 47 | 35 | 20 | 36 | 19 |
| Rate of Change (%) | -20.2% | 0.0% | -10.3% | -6.4% | 65.7% | 80.0% | 8.3% | 52.6% |

Source: Judicial Yuan's website

3. Skill-Building for Law Enforcement Personnel

In order to improve the effectiveness with which law enforcement officers investigate IP infringement, TIPO organized three training sessions entitled "Investigating IP & Internet Infringement." These sessions were divided into beginner and advanced levels, and 35 hours were allotted each session for practical and professional training. A total of 69 officers participated in the training in hopes of further enhancing their professional knowledge.

4. Raising the Public Awareness of IPR Protection

TIPO holds biannual interagency coordination meetings to review the performance of each agency in performing IP-related tasks. Additionally, TIPO maintains an IPR Action Plan section on the website, providing the public with related efforts in 2023, such as the results of counterfeit investigations by different government agencies, statistics and adjudications from judicial courts, IPR protection measures and international engagement on IPR issues.

TIPO also partnered with the Education Department of the New Taipei City Government for the first time to promote patent literacy courses. The Education Department recruited 24 technical high schools and worked with TIPO and the Taiwan Patent Attorneys Association, training the first cohort of 23 patent education seed teachers and encouraged teachers and students to jointly apply for patents by combining technical and vocational topics, self-directed learning and professional skills.



Press conference on the launch of the patent education program, Education Department, New Taipei City Government



Patent literacy courses accreditation ceremony & presentation of Appreciation Certificate to TIPO

To facilitate a broader understanding of the current state of intellectual property rights protection in Taiwan, TIPO compiles and publishes an English quarterly report on the TIPO website. This report summarizes the efforts and concrete outcomes of various agencies in protecting IP rights, along with information on significant international exchanges and activities, for reference by all interested parties.