#### 支援利用專利審查高速公路(TW-SUPA)審查作業方案

105年4月1日修正施行

基於國際各專利局間審查結果合作分享,本局自100年9月1日起陸續與其他國家(PPH簽訂國)簽訂PPH。為提高專利局間審查成果互相分享,並促進PPH合作之效益,本局自101年3月1日起推動「支援利用專利審查高速公路(TW-Support Using the PPH Agreement)審查作業方案,簡稱TW-SUPA方案」。

依據TW-SUPA方案,若申請人以我國發明專利申請案作為第一申請局(Office of First Filing,簡稱OFF),之後向PPH簽訂國專利局提出一外國對應申請案,則申請人可備具應備文件向本局提出TW-SUPA方案申請,本局將對該發明專利申請案進行加速審查。TW-SUPA方案將可支援申請人利用PPH獲得外國專利,而本局亦藉由首先提供檢索與審查結果,對國際間專利審查工作分享作出貢獻。

#### 一、 申請要件

依本方案提出之專利申請案須滿足以下要件:

- (一)我國發明專利申請案,其係被一外國對應申請案指定作為國際優先權基礎案,該外國須為PPH或PPH MOTTAINAI簽訂國。
- (二)提出申請之時點不得超過外國對應申請案之申請日起6個月。
- (三)我國申請案已經通知即將進行實體審查,且尚未發出首次審查意 見通知函。

適格之外國對應申請案係指與我國簽訂PPH或PPH MOTTAINAI計畫國家之發明專利申請案。

#### 二、 應備文件

- (一)申請書:須載明欲審查之我國申請案案號,以及外國對應申請案 之受理國家、申請案號與申請日。
- (二)外國對應申請案之申請證明文件(例示參見附件):須為足以證明 已在外國提出申請,並取得申請日及案號,且已指定我國發明專 利申請案作為國際優先權基礎案之文件。
- (三)申請規費:每件新台幣4,000元。

#### 三、 程序規定

- (一)符合申請要件且文件齊備者,本局將於6個月內發出審查結果通知(包含審查意見通知函、最後通知或審定書),但實際審查時間將視申請案所屬技術領域而定。
- (二)不符合申請要件或文件不齊備者,本局將通知申請人補正; 通知後仍未符合者,該申請案將以正常程序進行審查。

#### 【附件:美國、日本與韓國對應申請案之申請證明文件】

範例1:美國發出的Filing Receipt



Receipt is acknowledged of this non-provisional patent application. The application wll be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection.

to the Notice, the USPTO will generate another Filling Receipt incorporating the requested corrections Applicant(s)

Li-Ho Yao, Taipei, TAIWAN; Simon Fan, Hsinchu County, TAIWAN;

Power of Attorney: The patent practitioners associated with Customer Number <u>062439</u>

Domestic Priority data as claimed by applicant

Foreign Applications (You may be eligible to benefit from the Patent Prosecution Highway program at the USPTO. Please see <a href="http://www.uspto.gov">http://www.uspto.gov</a> for more information.)

TAIWAN 100136387 10/07/2011

Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply

If Required, Foreign Filing License Granted: 12/08/2011

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US 13/306,167

Projected Publication Date: 04/11/2013

Non-Publication Request: No
Early Publication Request: No
\*\* SMALL ENTITY \*\*

範例 2:日本發明(特許)專利申請之申請書(願書)及 JPO 發出的受領書

[書類名]	特許順
【整理番号】	P21400F
【あて先】	特許庁長官 殿
[発明者]	
【住所又は居所】	台湾国 300 シンチュー シティー ウーリン ロード レ
	イン 179 ナンバー 2 14エフ-1
[氏名]	ホアン シー チォン
[発明者]	
[住所又は居所]	台湾国 622 チーアイー カウンティー ダーリン タウン
	シップ ガンジエルン ナンバー 89
[氏名]	トゥ ボー ミン
[発明者]	
[住所又は居所]	台湾国 220 タイペイ カウンティー バンツァオ シティ
	ー ウンシェン ストリート ナンバー 3
[氏名]	イエー イン チャオ
[発明者]	Lesson and Paris
	台湾国 429 タイチュン カウンティー シォンガン タウ
	ンシップ ダジョウ ロード ナンバー343
[氏名]	リン ウェン ユィ
5751S (600 F) S	92 912 41
【発明者】	公済国 404 カイエーン シニュー シーュ フィュリリカ
【住所又は店所】	台湾国 404 タイチュン シティー ノース ディストリク
6_ 765	ト ウンチャン ファースト ストリート ナンバー60
【氏名】	ウー ポン イー。
[発明者]	
【住所又は居所】	台湾国 710 タイナン カウンティー ヨンカン シティー
	ジエンツァン ストリート レイン 332 ナンバー 16
[氏名]	スゥ チー ポン
[発明者]	
【住所又は居所】	台湾国 304 シンチュー カウンティー シンフォン タウ
	ンシップ ミンシン ストリート レイン 426 ナンバー7
	6 <del>-</del> 7 - 2
[氏名]	チャン シー シウン
【特許出願人】	
[짧의품목]	506243208
[氏名又は名称]	アドヴァンスト オプトエレクトロニック テクノロジー イン
	コーポレイテッド
【氏文又は名称原	語表記 ADVANCED OPTOELECTRONIC T
LACES CO HIS DO	ECHNOLOGY INC.
[代理人]	ECHNOLOGI INC.
AND THE PERSON NAMED IN COLUMN TWO IS NOT THE PERSON NAMED IN COLUMN TWO IS NAMED	100073184
【微別番号】 【弁理士】	100073104
	40 T. T. T.
【氏名又は名称】	柳田 征史
【電話番号】	045-475-2623
[連絡先]	担当
【選任した代理人】	
【敵別番号】	100090468
【弁理士】	
[开交叉仕交称]	The Contract of the Contract o
【パリ条約による優先	権等の主張
[国名]	台湾
【出願日】	2007年12月28日
[出願番号]	096150701
【手数料の表示】	
[予納台帳番号]	008969
[衛付金額]	15,000 円
【提出物件の目録】	and the state of t
[物件名]	特許請求の範囲 1
[物件名]	明細書 1
[物件名]	図面 1
【物件名】	要約書 1

## 受領書

平成 20 年 12 月 11 日 特 許 庁 長 官

識別番号 100073184

氏名 (名称) 柳田 征史 樣

以下の書類を受領しました。

頁番	書類名	整理番号	提出日	出願番号通知 (事件の表示)
1	特許願	P21400F	平 20.12.11	特願 2008-315440
				1-1

以上

#### 範例 3:韓國發明專利申請之申請書及 KIPO 發出的受領書

#### 특허출원서

\$	출원구분	특허출원
٥	'출원인 명칭 출원민코드	사가택 컴퍼니 라미티드 5-2014-041543-1
0	대리인 성명 대리인코드	김경희 9-2004-000125-1
٧	발명의 국문영침	튜브형 광원 장치
٥	발명의 영문영침	TUBULAR LIGHT SOURCE DEVICE
٥	발명자 성명 성명의 영문표기 주소 주소의 영문표기 국적	중-시앙 첸 Jung-Hsiang CHEN 개인정보보호를 위해 비공개합니다. 개인정보보호를 위해 비공개합니다. TW
	성명 성명의 영문표기 주소 주소의 영문표기 국적	쿠안-웬 첸 Kuan-Wen CHEN 개인정보보호를 위해 비공개합니다. 개인정보보호를 위해 비공개합니다. TW
0	우선권주장 출원국명 출원번호 출원일자 증명서류	TW 102143034 2013.11.26 미정부
٥	취지 위와 같이 특허청장에게 제출합니다.대리인 김경희 (서	H명 또는 인)
	수수료 출원료 기산출문료 우선권주장료 심사청구료 합계 청부서류	0 면 46,000 원 16 면 0 원 1 건 18,000 원 0 항 0 원 64,000 원
40	8 テベデ	

⇔ 명세서

1.기타첨부서류[위임장 원역문]\_1동

## 서류제출서

٥	제출구분	우선권증명서류
0	, 출원인 명칭 출원인코드 :	사가텍 컴퍼니 리미타드 5-2014-041543-1
*	대리인 성명 대리언코드	경경희 9-2004-000125-1
٥	출원번호	10-2014-0094668
83	무선권주장 출원국명 출원번호 출원일자 증명서류	TW 102143034 · 2013.11.26 참부

- 취지 위와 같이 특허청장(특허상판원장)에게 제출합니다.대리인 김경희 (서영 또는 인)
- <sup>◎</sup> 청부서류

  1.우선권증명서류 원문\_1통

  ·

#### TW-Support Using the PPH Agreement (TW-SUPA) Examination Program

Amended on April 1, 2016

The Intellectual Property Office (TIPO) has launched PPH programs with other patent offices in the world to share information on patent examination results since September 1, 2011. To enhance the efficacy of sharing examination results among patent offices and encourage applicants to take advantage of expedited examination under PPH programs, TIPO has implemented the TW-Support Using the PPH Agreement (TW-SUPA) Examination Program since March 1, 2012.

According to the TW-SUPA program, where TIPO is the OFF (Office of First Filing) of an invention patent application, the applicant may file a request for advanced examination under the TW-SUPA program for the corresponding application later filed at the Office of Second Filing (OSF), which has a PPH or PPH MOTTAINAI agreement with TIPO. The applicant is required to submit necessary documents to TIPO. The TW-SUPA program is expected to help applicants obtain patents in a foreign country at an early stage through PPH/PPH MOTTAINAI programs and benefit international patent examination from search and examination results provided by TIPO.

#### 1. Requirements for examination under the TW-SUPA program

There are four requirements for requesting examination under the TW-SUPA program. These are:

- (a) The application has to be a TW invention application as a basis to claim international priority for a corresponding application filed at a foreign patent office having a PPH or PPH MOTTAINAI agreement with TIPO.
- (b) The request for examination under the TW-SUPA program should be filed with TIPO within six months of filing the corresponding foreign application.
- (c) The applicant has been notified that a substantive examination for the application will begin shortly but has yet received the first office action.

An eligible corresponding foreign application refers to an invention patent application filed at another patent office, which has already had the PPH/PPH MOTTAINAI programs with TIPO.

#### 2. Documents to be submitted for examination under the TW-SUPA program

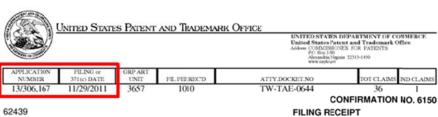
(a) A request form, which indicates the Taiwan patent application number, as well as the country of the corresponding foreign application, its application number and filing date.

- (b) A copy of proof of filing of the corresponding foreign application (see attachment). The Proof of filing refers to a proof indicating that the corresponding application has been filed with the foreign patent office and a filing date and application number have been obtained. Also, this corresponding application has claimed the TW application for international priority.
- (c) The fee for a TW-SUPA request is NT\$4,000.

#### 3. Procedures for examination under the TW-SUPA program

- (a) If the application satisfies all requirements and all required documents are submitted, a notification of examination results (including responsive examination opinions, final notice or written decision of examination) will be issued within 6 months. However, the actual time for a notification to be issued would depend on the specific technical field of the application.
- (b) If the application does not qualify for participation in the TW-SUPA program, the applicant will be notified accordingly to perfect the request. If not perfected, the application will await action in its regular turn.

# Attachment: A copy of proof of filing of the corresponding foreign application Example 1: filing receipt issued by USPTO



62439 SINORICA, LLC 19785 Crystal Rock Drive Suite 207 Germantown, MD 20874

Date Mailed: 12/14/2011

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or daft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

Li-Ho Yao, Taipei, TAIWAN; Simon Fan, Hsinchu County, TAIWAN;

Power of Attorney: The patent practitioners associated with Customer Number 062439

Domestic Priority data as claimed by applicant

Foreign Applications (You may be eligible to benefit from the Patent Prosecution Highway program at the USPTO. Please see <a href="http://www.uspto.gov">http://www.uspto.gov</a> for more information.)
TAIWAN 100136387 10/07/2011

If Required, Foreign Filing License Granted: 12/08/2011

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US 13/306,167

Projected Publication Date: 04/11/2013

Non-Publication Request: No
Early Publication Request: No
\*\* SMALL ENTITY \*\*

Example 2: request form of the corresponding JP application with its receipt issued by JPO

【書類名】	特許願
[整理番号]	P21400F
【あて先】	特許庁長官 殿
[発明者]	
【住所又は居所】	台湾国 300 シンチュー シティー ウーリン ロード レ
	イン 179 ナンバー 2 14エフ-1
[氏名]	ホアン シー チォン
[発明者]	
【住所又は居所】	台湾国 622 チーアイー カウンティー ダーリン タウン
	シップ ガンジエルン ナンバー 89
[氏名]	トゥ ポー ミン
[発明者]	AND THE RESIDENCE OF THE PROPERTY OF THE PROPE
【住所又は居所】	台湾国 220 タイペイ カウンティー バンツァオ シティ
120000000	ー ウンシェン ストリート ナンバー 3
【氏名】	イエー イン チャオ
[発明者]	THE PROPERTY OF THE PARTY OF TH
【住所又は居所】	台湾国 429 タイチュン カウンティー シォンガン タウ
E-2000	ンシップ ダジョウ ロード ナンバー343
【氏名】	リン・ウェン ユィ
【発明者】	AMERICAN ACT 1: 1 - 2 - 2 - 1   1 - 2 - 1   1 - 2   1   1   1   1   1   1   1   1   1
【住所又は信所】	台湾国 404 タイチュン シティー ノース ディストリク
[ 1	ト ウンチャン ファースト ストリート ナンバー60
【氏名】	ウー ポン イー・
【発明者】 【住新又は居新】	ひき屋 スキロ カノナン ナウンニュー コンナン・シニュー
[在所文は唐所]	台湾国 710 タイナン カウンティー ヨンカン シティー
[[-4]	ジエンソヤン ストリート レイン 332 ナンパー 16
[氏名]	スゥ チー ポン
【発明者】 【住所又は居所】	台湾国 304 シンチュー カウンティー シンフォン タウ
【注册人品值册】	1月回 304 シンテュー カワンティー シンフォン ラワ ンシップ ミンシン ストリート レイン 426 ナンバー7
	6±7-2
[氏名]	チャン シー シウン
【特許出願人】	342 2- 232
[数別番号]	506243208.
【氏名又は名称】	アドヴァンスト オプトエレクトロニック テクノロジー イン
	コーポレイテッド
【氏文▽は文称 原	題表記 ADVANCED OPTOELECTRONIC T
racan anno	ECHNOLOGY INC.
[代理人]	2011102031 1110.
[敵別番号]	100073184
[弁理士]	
【氏名又は名称】	柳田 征史
[電話番号]	045-475-2623
【連絡先】	担讯
【選任した代理人】	
[敵別番号]	100090468
【弁理士】	
[开交叉付交称]	佐久間 剛
【パリ条約による優先	権等の主張
[国名]	台湾
【出願日】	2007年12月28日
[出願番号]	096150701
【手数料の表示】	
【予納台帳番号】	008969
[納付金額]	15,000円
【提出物件の目録】	
【物件名】	特許請求の範囲 1
【物件名】	明細書 1
【物件名】	図面 1
【物件名】	要約書 1

## 受領書

平成 20 年 12 月 11 日 特 許 庁 長 官

識別番号 100073184

氏名 (名称) 柳田 征史 樣

以下の書類を受領しました。

頁番	書類名	整理番号	提出日	出願番号通知 (事件の表示)
1	特許願	P21400F	平 20.12.11	特願 2008-315440

1:1 F

#### Example 3: request form of the corresponding KR application with its receipt issued by KIPO

# 특허출원서

	•		
٩	출원구분	특허출원	
۵	출원연		
	명칭	사가텍 컴퍼니 리	미티드
	출원인코드	5-2014-041543	-1
0	대리인		
	성명	김경희	
	대리인코드	9-2004-000125-	-1
♦	방명의 국문영칭	튜브형 광원 장치	
A	사데이 어디어티	THOUSAGLIGHT	2011225 251125
*	발명의 영문명칭	IUBULAH LIGHT	SOURCE DEVICE
۵	발명자		
	성명	중-시앙 첸	
	성명의 영문표기	Jung-Hsiang CH	
	주소의 영문표기		위해 비공개합니다. 위해 비공개합니다.
	국정	TW	아마 네핑케랍니다.
	성명	쿠안-웬 첸	
	성명의 영문표기	Kuan-Wen CHEN	
	주소 주소의 영문표기		위해 비공개합니다. 위해 비공개합니다.
	국적	IM	100 이동계합니다.
40	우선권주장	1.00	
~~	수선전구성 출원국명	TW	
	출원번호	102143034	
	출원일자	2013.11.26	
	증명서류	미청부	
٥	취지		
	위와 같이 특허청장에게 제출합니다.대리인 김경희 (사	너명 또는 인)	
	•		
♦	수수료		
	출원로	0 면 46,000 원	
	가산출원료 우선권주장료	16 면 0 원	
	구선권수상도 심사청구료	1 건 18.000 원 0 항 0 원	
	합계	64.000 원	
dis.	청부서룡	C 11000 E	
w	8 구 시 규 1.기타청부서류[위임장 원역문]_1 통		
	1.기니라구세큐[커리장 전국正]_1중		
	특허 명/	데서	
			20f5080000000000000000000000000000000000

ኞ 명세서

# 서류제출서

٠	제출구분	무선권증명서류
0	, 출원인 명칭 출원인코드 :	사가텍 컴퍼니 리미(E)도 5-2014-041543-1
\$	대리인 성명 대리언코드	· 김경희 9-2004-000125-1
٥	출원번호 .	10-2014-0094668
*	무선권주장 출원국명 출원번호 출원일자 증명서류	TW 102143034 · 2013.11.26 첨부

- 취지
   위와 같이 특허청장(특허상판원장)에게 제출합니다.대리인 감경희 (서영 또는 인)
- 청부서류 1.우선권증명서류 원문\_1통