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**Council for Trade-Related Aspects
of Intellectual Property Rights**

Original: English

**NOTIFICATION OF LAWS AND REGULATIONS
UNDER ARTICLE 63.2 OF THE AGREEMENT**

THE SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU

The following communication, dated 10 December 2013, is being circulated at the request of the Delegation of the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu.

In accordance with Article 63.2 of the TRIPS Agreement, attached is information regarding the amendment of the Patent Act and the Enforcement Rules of the Patent Act of the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu, as well as updated information on its notification of other laws and regulations on intellectual property rights.

MAIN DEDICATED INTELLECTUAL PROPERTY LAWS AND REGULATIONS

| TITLE DATE OF ADOPTION AND ENTRY INTO FORCE | BRIEF DESCRIPTION |
|---|--|
| Patents | |
| <u>Patent Act</u> ¹ Amended on June 11, 2013; entered into force on June 13, 2013 | The basic law for patent, including the adoption of the Protocol amending the TRIPS Agreement. |
| <u>Enforcement Rules of the Patent Act</u> ² Amended on November 9, 2012; entered into force on January 1, 2013 | Pursuant to Article 158 of the Patent Act, these Enforcement Rules are formulated. |

¹ See document IP/N/1/TPKM/P/3 (earlier version can be found in document IP/N/1/TPKM/I/1).

² See document IP/N/1/TPKM/P/4-IP/N/1/TPKM/E/3 (earlier version can be found in document IP/N/1/TPKM/I/2).

OTHER LAWS AND REGULATIONS

| TITLE DATE OF ADOPTION AND ENTRY INTO FORCE | BRIEF DESCRIPTION |
|---|--|
| Patents | |
| <u>Regulations of Patent Fees</u> Revised and Promulgated on December 22, 2012; effective on January 1, 2013 | Pursuant to Paragraph 1, Article 146 of the Patent Act, amounts of each item of patent fee and methods of collection are prescribed in this Regulation. |
| <u>Regulations Governing Submission of Foreign Language Application Documents</u> Promulgated on July 3, 2012; effective on Jan 1, 2013 | Pursuant to Article 145 of the Patent Act, types of languages and other matters governing foreign language documents are prescribed in this Regulation. |
| <u>Regulations for the Deposit of Biological Material for Patent Application</u> Revised and promulgated on December 4, 2012; entered into force on January 1, 2013 | Pursuant to Paragraph 6, Article 27 of the Patent Act, requirements for accession, types, forms, quantities of deposits of biological materials, deposit fees, and other matters in connection with making deposits are prescribed in this Regulation. |
| <u>Regulations for Ratifying Patent Term Extension</u> Revised on December 28, 2012; entered into force on January 1, 2013 | Pursuant to Paragraph 5, Article 53 of the Patent Act, rules governing the application for patent term extension are prescribed in this Regulation. |
| <u>Regulations for Reduction and Exemption of Patent Annuities</u> Amended and promulgated on November 29, 2011; entered into force on January 1, 2013 | Pursuant to Paragraph 2, Article 146 of the Patent Act, rules governing the reduction or exemption of patent annuities are prescribed in this Regulation. |
| <u>Regulations Governing the Implementation of Filing Patent Applications by Electronic Means</u> Amended on July 3, 2012; entered into force on January 1, 2013 | Pursuant to Article 19 of the Patent Act, rules governing the implementation of applications processed electronically are prescribed in this Regulation. |
| <u>Regulations Governing Invention and Creation Awards</u> Amended on December 26, 2012; entered into force on January 1, 2013 | Pursuant to Article 144 of the Patent Act, rules governing awards for the creations of inventions, utility models, or designs to encourage those who pursue in inventions and creations of utility model or design are prescribed in this Regulation. |