

Welcome to the World of Standards



SYMPOSIUM ON MANAGEMENT OF IP IN STANDARDS-SETTING PROCESSES

**Session 4: SDO-Patent Office Cooperation and Information-Sharing :
Discussion from an ETSI viewpoint**

These slides express the views of the author, not necessarily those of ETSI

Dirk Weiler, Chairman of ETSI General Assembly and IPR Special Committee

- **Mutually beneficial**
- **Documentation availability and usability for patent Examiners**
- **ETSI documents are available, see clause 10 of the IPR policy:**

“The proceedings of a COMMITTEE .. and all information submitted to a COMMITTEE shall be treated as if non-confidential unless: ...

 - the information is identified in writing, when submitted, as confidential; and
 - the information is first submitted to, and accepted by, the chairman of the COMMITTEE as confidential.”
- **Improve usability of patent related data in ETSI**
 - Mandatory form sheets for IPR declarations (change of policy)
 - Clear dates on all ETSI documentation
 - Contribution Header Template containing the relevant information (change of templates following the EPO requirements)

- **Transparency of claimed essential patents with regard to**
 - Essentiality
 - Status of the patent (automatic update of information)
 - Patent families (If you declare one patent, you include the whole family unless you explicitly exclude them at declaration time)
 - Value of patent for the standard
 - Transfer of ownership? (missing so far)
- **New ETSI IPR database**
 - Support from many members (including financial support)
 - Significant implementation costs for ETSI (~1 Mio €)

New ETSI IPR Database (1)

DARE Project



- The current ETSI IPR Database went live in March 2011 at: <http://ipr.etsi.org/> and allows online IPR declarations.
- Evolutions/enhancements mainly based on feedback received from users, are being implemented (e.g., Pre-selected Projects are available as suggestions, disclosures can be created from previous ones).
- The ETSI IPR Online database is increasingly used, including by non-Members and by companies that were used to using the IPR Licensing Declaration forms in paper form.
- “Dynamic Reporting” provides access to information on the relationship between patented technologies and standards.
- Snapshot Content (September 2012): 126 602 Patents equalling approximately 11 455 Patent Families have been declared as being essential to 308 ETSI Projects and/or 4 854 ETSI Standards by 184 Declaring Companies through 1 266 IPR licensing declarations. In terms of Patents and/or IPR licensing Declarations, this represents an increase of more than 10% compared to last year statistics.

New ETSI IPR Database (2)

Increase of Transparency



- Patent data is normalized with data from the EPO database - espacenet.
- Provides transparency and actuality with regards to patents and their patent families.
- Provides features allowing to search the content of the database by declaration as well as by the different data instances contained in each declaration.
- Relationships between elements contained in the publicly reflected IPR declarations can be analyzed by obtaining e.g. statistical overviews and specific details of the information contained in the concerned IPR declarations (“Dynamic Reporting”).
 - All declarations are available in scanned form.
 - All data captured in a consolidated form in an ETSI special report available twice a year.

- **The Cooperation of Patent Offices and SSOs is beneficial for all, the PT, the SSO, members of SSO, standards users and the public at large**
- **The cooperation EPO/ETSI has developed significant results**
- **ETSI is willing and interested to continue this type of cooperation in the future**

Thank you!