



IP Guide



PCT Applications to See About 4% Rise in RMB Standard of Fee Schedule for International Stage in 2023

I. RMB Standard Executed in 2023

According to the RMB standard of fee schedule for international stage of PCT applications 2023 promulgated by the WIPO, the following fees shall be paid with the CNIPA during the international stage of a PCT application:

| | | 2023 | 2022 | Amount of increase |
|-------------------------------------|---|-------------|-------------|--------------------|
| (i) International filing fee | | | | |
| 1 | Fee for specification not exceeding 30 sheets | 9620 | 9280 | 340 |
| 2 | Fee per sheet over 30 | 110 | 100 | 10 |
| 3 | E-filing reduction (pdf form) | 1450 | 1390 | 60 |
| 4 | E-filing reduction (xml form) | 2170 | 2090 | 80 |
| (ii) Service fee | | 1450 | 1390 | 60 |

The standard above stands valid for one year in principle. Adjustments caused by severe exchange rate fluctuation will be announced to the public.

II. Applicable Range

This standard shall apply to the international filing fees and the service charges for preliminary examination of PCT applications received by the CNIPA since January 1, 2023.



Standard to Judge Ownership of Service

Invention-Creations by Former Employees

The standard is explained in detail by the Supreme People's Court as follows: An invention-creation, which was made by a former employee **within one year from the termination of his employment** and has difference in the aspects of specific technical problem, technical solution, technical means and technical effect from **but relations in the aspects such as technical field, technical subject and technical idea with the duty or task** entrusted to him by the entity to which he previously belongs, **shall be construed as an "invention-creation** relates to his own duty or any other task entrusted to him by the entity to which he previously belongs" as stipulated in Rule 12.1(3) of the *Implementing Regulations of the China Patent Law*.

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