Hong Kong, SAR China - HK

Jurisdiction - General Information

Hong Kong Special Administrative Region (SAR) of the People's Republic of China is not itself a Contracting Party to the Paris Convention for the Protection of Industrial Property or to the Patent Cooperation Treaty (PCT).

More legal information about intellectual property-related laws and regulations of Hong Kong, SAR China, can be found on <u>WIPO Lex</u>.

Online Patent Register and Online Gazette

Hong Kong, SAR China, has an Online Register and an Online Gazette.

Features and search functionalities

The Online Register has a Chinese (traditional and simplified) and English interface.

Through the Online Register you can retrieve information on **Fee Payment**, **Legal Status**, and access the **Dossier/File Wrapper Information** and the **Full Publications**.

The Online Register can also be searched by **Applicant/Inventor Name** and by **Priority Data** (by priority date only).

The Online Gazette is published weekly on Friday in Chinese (Traditional) and English, and is searchable by publication date. The coverage is from 2014 to present.

Additional Information

Particularities of patent protection in Hong Kong, SAR China

The Patent (Amendment) Ordinance 2016 and the Patents (General) (Amendment) Rule 2019 have come into effect on 19 December 2019.

According to the amendments, a new type of "Standard Patent (O)" that can be filed directly and examined in Hong Kong without foreign priority have been introduced.

"Standard Patent (R)" obtained by re-registration of an application published in the United Kingdom (including European Patents designating the United Kingdom) or in China and examined by their patent offices are retained.

Short term patent ("STP") that can be subject to a post-grant substantive examination made by the China National Intellectual Property Administration ("CNIPA") are also retained with few refinements. The maximum period of protection for a short-term patent is eight years.

Hong Kong, SAR China, is not a member of the PCT, but patents granted in China or in the United Kingdom (either by national or European Patent procedure) by PCT designation can be extended to Hong Kong. A PCT application can also serve as foreign priority.

Search tips

To start a search you can select one or more patent type, choosing amongst Standard Patents (O), Standard Patents (R) and Short Term Patents.

An example of **Legal Status** is "Patent ceased" for "Hong Kong Standard patent (R) Patent/Publication no." 1203330.

To access the **Full Publication** of a patent click on the tab "Published Documents", then select "A" or "B" in the results list.