

IPC/WG/36/2 ORIGINAL: ENGLISH DATE: NOVEMBER 29, 2016

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Special Union for the International Patent Classification (IPC Union) IPC Revision Working Group

Thirty-Sixth Session Geneva, October 31 to November 4, 2016

REPORT

adopted by the Working Group

INTRODUCTION

1. The IPC Revision Working Group (hereinafter referred to as "the Working Group") held its thirty-fifth session in Geneva from October 31 to November 4, 2016. The following members of the Working Group were represented at the session: Brazil, Canada, China, Czech Republic, France, Germany, Greece, Ireland, Japan, Norway, Republic of Korea, Romania, Russian Federation, Spain, Sweden, Switzerland, Turkey, United Kingdom, United States of America, the African Intellectual Property Organization (OAPI), the African Regional Intellectual Property Organization (ARIPO), the European Patent Office (EPO) (22). The list of participants appears as Annex I to this report.

2. The session was opened by Mr. K. Fushimi, Director, International Classifications and Standards Division.

OFFICERS

3. Mrs. N. Xu (WIPO) acted as Secretary of the session.

ADOPTION OF THE AGENDA

4. The Working Group unanimously adopted the agenda, with several modifications, which appears as Annex II to this report.

DISCUSSIONS, CONCLUSIONS AND DECISIONS

5. As decided by the Governing Bodies of WIPO at their tenth series of meetings held from September 24 to October 2, 1979 (see document AB/X/32, paragraphs 51 and 52), the report of this session reflects only the conclusions of the Working Group (decisions, recommendations, opinions, etc.) and does not, in particular, reflect the statements made by any participant, except where a reservation in relation to any specific conclusion of the Working Group was expressed or repeated after the conclusion was reached.

REPORT ON THE FIFTEENTH SESSION OF THE IP5 WG1-WORKING GROUP ON CLASSIFICATION

6. The Working Group noted an oral report by the State Intellectual Property Office of the People's Republic of China (SIPO) on behalf of the FiveIPOffices.

7. The Working Group noted that during the fifteenth session of the IP5 WG1, the FiveIPOffices agreed to promote three F-projects to the IPC phase, namely: F 050, F 078 and F 080.

8. The Working Group further noted that the FiveIPOffices agreed that E/J proposals under discussion in the pre-IP5 phase shall be added to the list of active IP5 projects (F-projects) and proposals (P-proposals) made available to the IPC community, for the purpose of increasing transparency of the work of the FiveIPOffices. SIPO, on behalf of the FiveIPOffices, had posted such updated list of all active IP5 proposals and projects to the IPC e-forum (hereinafter referred to as the e-forum) under project <u>CE 456</u>.

IPC REVISION PROGRAM

9. The Working Group discussed 35 revision projects, namely: <u>C 471</u>, <u>C 474</u>, <u>C 476</u>, <u>C 479</u>, <u>C 481</u>, <u>C 483</u>, <u>C 484</u>, <u>C 486</u>, <u>C 487</u>, <u>F 008</u>, <u>F 024</u>, <u>F 034</u>, <u>F 035</u>, <u>F 039</u>, <u>F 041</u>, <u>F 044</u>, <u>F 045</u>, <u>F 046</u>, <u>F 047</u>, <u>F 051</u>, <u>F 052</u>, <u>F 054</u>, <u>F 055</u>, <u>F 056</u>, <u>F 057</u>, <u>F 058</u>, <u>F 059</u>, <u>F 061</u>, <u>F 062</u>, <u>F 063</u>, <u>F 064</u>, <u>F 065</u>, <u>F 066</u>, <u>F 067</u> and <u>F 069</u>.

10. The status of those projects and the list of future actions and deadlines are indicated in the corresponding projects on the e-forum. All decisions, observations and technical annexes are available in the "Working Group Decision" annexes of the corresponding projects on the e-forum.

11. The Working Group iterated its invitation to rapporteurs of revision projects to review systematically the references in the revised areas of the revision projects and to provide proposals for removal of non-limiting references (hereinafter referred to as NRLs) from the scheme if any, as well as to provide definitions where needed (see Annex VII to document IPC/CE/47/2).

12. The Secretariat indicated that an updated table summarizing the status of the removal of NRLs from the scheme would be posted to project file $\underline{WG 191}$.

IPC DEFINITIONS PROGRAM

13. The Working Group discussed three definition projects, namely: <u>D 271</u>, <u>D 306</u> and <u>D 228</u>.

14. The status of those projects and the list of future actions and deadlines are indicated in the corresponding projects on the e-forum. All decisions, observations and technical annexes are available in the "Working Group Decision" annexes of the corresponding projects on the e-forum. The Working Group completed two definition projects which would be published with the IPC 2018.01 version. The Secretariat indicated that an updated table summarizing the status of the task of introduction of residual main groups would be posted to project file <u>WG 111</u>.

15. The Working Group agreed to create a new definition project, namely $\underline{D \ 310}$ with the EPO as rapporteur, dealing with subclass H05K, originating from project $\underline{M \ 613}$.

IPC MAINTENANCE

16. The Working Group discussed seven maintenance projects, namely: <u>M 613</u>, <u>M 756</u>, <u>M 768</u>, <u>M 769</u>, <u>M 770</u>, <u>M 771</u> and <u>M 772</u>.

17. The status of those projects and the list of future actions and deadlines are indicated in the corresponding projects on the e-forum. All decisions, observations and technical annexes are available in the "Working Group Decision" annexes of the corresponding projects on the e-forum.

18. The Working Group agreed to create three new maintenance projects as follows:

Chemical: <u>M 773</u> (A21D, Brazil) – originating from project <u>C 481</u>;

Electrical: M 774 (G06T, United Kingdom) – originating from project <u>C 474</u>; and <u>M 775</u> (H04W, Brazil) – originating from projects <u>F 058</u> and <u>F 062</u>.

PROPOSAL ON THE USE OF THE IPCRMS AND THE IPC E-FORUM

19. Discussions were based on Annex 4 of project <u>WG 351</u>, which contained a proposal by the International Bureau concerning the procedures on the use of the IPC Revision Management Solution (IPCRMS) and its relationship with the IPC e-forum.

20. The Working Group agreed that the e-forum would continue to be the main discussion forum, e.g., to manage the IPC revision workflow, setting or monitoring deadlines for actions, allowing offices to submit general comments, etc., which would be complemented by the IPCRMS that allowed drafting, management and decision on amendments of the IPC in a more efficient manner.

21. The Working Group agreed with the proposed procedures as best practice on the use of the IPCRMS and the e-forum, by which offices would be able to follow the discussion on the e-forum without checking both the IPCRMS and the e-forum on a daily basis.

22. The Working Group strongly encouraged offices to start using the IPCRMS following the agreed procedures, which appear as Annex III to this report.

23. The Working Group further agreed with the proposed deadlines for actions to be followed by offices in paragraphs (a) to (c) of the said proposal in order to assure effective and efficient discussions during the physical Working Group sessions. The Working Group requested the International Bureau to apply them in a strict manner.

24. It was agreed that the procedures could be further improved once more experience using the IPCRMS and the e-forum from offices and the International Bureau was accumulated.

UPDATES ON IPC-RELATED IT SUPPORT

25. The Working Group noted a presentation by the International Bureau on the updated status of the various IT systems and projects supporting the IPC.

26. The Working Group was informed about the status and the detailed schedule of the planned migration to named login authentication for IPC related applications. It was further noted that the Organization-wide decision in June 2016 on the changed authentication technology delayed such migration.

27. The Working Group was also informed that the IPC 2017.01 Working List would be made available in mid-November 2016.

28. The Working Group was further informed about the implementation status of the upgrade of the IPC publication platform (IPCPUB 7) and was provided with a live demonstration on the most recently implemented features, and in particular, on the archiving features for legacy IPC versions and smart search based on the newly reworked IPCCAT web service.

29. The International Bureau would make available the IPCPUB 7 software package, upon requests by offices, in order to further assist offices concerned in the publication of the IPC in their respective national translations prepared by using the IPCRMS.

NEXT SESSION OF THE WORKING GROUP

30. The Working Group, having assessed the workload expected for its next session, agreed to devote the first two days to the electrical field, the following day to the chemical field and the last two days to the mechanical field.

31. The Working Group noted the following tentative dates for its thirty-seventh session:

May 15 to 19, 2017.

32. This report was unanimously adopted by the Working Group by electronic means on November 29, 2016.

[Annexes follow]

LISTE DES PARTICIPANTS/LIST OF PARTICPANTS

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[L'annexe II suit/ Annex II follows]

AGENDA

- 1. Opening of the session
- 2. Adoption of the agenda
- 3. Report on the fifteenth session of the IP5 WG1-Working Group on Classification Oral report by SIPO on behalf of the FiveIPOffices.
- IPC revision projects relating to the mechanical field See projects <u>C 476</u>, <u>C 479</u>, <u>C 484</u>, <u>C 486</u>, <u>F 024</u>, <u>F 041</u>, <u>F 051</u>, <u>F 052</u>, <u>F 054</u>, <u>F 056</u>, <u>F 059</u>, <u>F 064</u> and <u>F 067</u>.
- 5. IPC revision projects relating to the electrical field See projects <u>C 474</u>, <u>F 008</u>, <u>F 035</u>, <u>F 044</u>, <u>F 045</u>, <u>F 055</u>, <u>F 058</u>, <u>F 061</u>, <u>F 062</u>, <u>F 065</u> and <u>F 066</u>.
- IPC revision projects relating to the chemical field See projects <u>C 471</u>, <u>C 481</u>, <u>C 483</u>, <u>C 487</u>, <u>F 034</u>, <u>F 039</u>, <u>F 046</u>, <u>F 047</u>, <u>F 057</u>, <u>F 063</u> and <u>F 069</u>.
- IPC definition projects relating to the mechanical field See projects <u>D 271</u> and <u>D 306</u>.
- IPC definition project relating to the chemical field See project <u>D 228</u>.
- 9. IPC maintenance projects relating to the mechanical field See projects <u>M 611, M 614, M 770</u> and <u>M 771</u>.
- 10. IPC maintenance projects relating to the electrical field See projects <u>M 613</u>, <u>M 756</u> and <u>M 768</u>.
- 11. IPC maintenance projects relating to the chemical field See projects <u>M 615</u>, <u>M 769</u> and <u>M 772</u>.
- 12. Proposal on the use of IPCRMS and IPC E-forum See project WG 351
- 13. Updates on IPC-related IT support Presentation by the International Bureau.
- 14. Next session of the Working Group
- 15. Adoption of the report
- 16. Closing of the Session

[Annex III follows]

PROCEDURES ON THE USE OF THE IPCRMS AND ITS RELATIONSHIP WITH THE IPC E-FORUM

1. Once projects (C, F, M and D) are officially included in the IPC revision program, the International Bureau would immediately create the projects both on the e-forum and in the IPCRMS and notify the Rapporteurs/Translators.

2. The Rapporteurs/Translators will prepare their draft proposals directly in the IPCRMS.

3. Once the Rapporteurs/Translators consider that their draft proposals are ready for discussion, they can change the status from "Draft" to "Propose" to make the proposal visible to all offices in the IPCRMS. In addition, Rapporteurs/Translators should produce a report of their proposals from the IPCRMS and post them as annexes to the e-forum. The format of the annexes to the e-forum should preferably be in DOCX. However, since currently the IPCRMS does not generate reports in this format, but in PDF format instead, the Rapporteurs/Translators could convert the PDF into DOCX or the International Bureau can take over this action.

4. Offices can then submit their comments to the IPCRMS, next to the corresponding proposed amendments. In this case, commenting offices should inform other offices of the fact that they submitted comments to the IPCRMS by using the "Remark" function of the e-forum, e.g. by submitting a remark such as "XX (office code) made comments in the IPCRMS" to the e-forum. If the nature of comments is general and does not fit the particular amendment in the IPCRMS, offices should submit such comments to the e-forum as has been done so far.

5. At the end of each round of comments, the Rapporteurs/Translators will submit new proposals through both the IPCRMS and the e-forum, integrating comments submitted, or, where needed, issuing a rapporteur report to the e-forum. However, within a certain round of comments, the Rapporteurs/Translators may reply to those comments in the IPCRMS, keeping in mind that actions in the IPCRMS should be notified to other offices through the "Remarks" to the e-forum if Rapporteurs/Translators think that those actions should be noted by all offices.

6. Before each session of the IPC Revision Working Group, Rapporteurs should export the latest consolidated rapporteur proposal from the IPCRMS and post it to the e-forum for the discussion during the Working Group; this action is similar to the "Preparatory Technical Annexes" that the International Bureau performed previously with RIPCIS. The format of the annexes posted on the e-forum should preferably be DOCX (see paragraph 3, above).

7. When a project is under consideration during a session, offices will not be able to submit comments or proposals in the IPCRMS. The International Bureau will have the authority to introduce adopted changes and decisions. Exceptionally, the International Bureau may authorize Rapporteur/Translator to introduce modifications to their proposal under consideration.

8. The International Bureau will try, as far as possible, to record decisions during the discussion of a project. Once the discussion and the recording have been completed, the recorded decisions will be available through the IPCRMS in order to allow corrections. During the checking phase, additional corrections may be submitted to the International Bureau as currently. These suggestions for corrections will not be submitted to the IPCRMS but to the e-forum.

9. All completed projects after the May session of the Working Group will be included in the following version of the IPC and will be considered for final checking during the electronic prepublication session in June.

MORE ENHANCED USE OF THE IPCRMS

10. When an office user considers preparing a revision request, he may inform the International Bureau of his intention. The International Bureau would then create a dummy project in the IPCRMS for this purpose. During the draft process by this office user, the users from other offices would not be able to view the amendments within this dummy project, as the introduced amendments should always remain in the "Draft" status.

11. Once the office user considers that the draft amendments are ready, he could export the draft amendments from the IPCRMS and then post it to the e-forum, e.g. under project CE 020, as a revision request (in the format as described in paragraph 3, above).

12. Once the revision request becomes a revision project at a later stage, the International Bureau could take care of the transfer of all the draft amendments (still in "Draft" status) from the dummy project to the official revision project, without additional effort by the office user.

13. The office user would then follow the procedures described in paragraphs 3 to 9, above, for follow-up actions.

OTHER PROCEDURAL MATTERS

- 14. The following procedural matters should also be observed:
 - Initial revision proposals must be submitted to the e-forum six weeks before the sessions of the Working Group take place in order to be included into the agenda of the Working Group for discussion;
 - (b) Proposals and comments on the existing projects should be submitted at least two weeks before the sessions of the Working Group take place in order to be considered during these sessions;
 - (c) The International Bureau currently sets up deadlines for actions on the e-forum according to subparagraphs (a) and (b), above. However, the International Bureau will monitor the activities on the e-forum in a stricter manner and apply the principles according to the said subparagraphs (a) and (b), above; and
 - (d) Offices are strongly invited to respect the deadlines for actions set up on the e-forum.

The procedures described above could be further improved once offices and the International Bureau have gained greater experience in using the IPCRMS and the e-forum.

[End of Annex III and of document]