

WIPO Note C. 9043:

“(…) in order to maintain the information collected through the activities of the SCP up-to-date, Member States and Regional Patent Offices are invited to submit updated information on:

(i) certain aspects of the applicable national or regional patent law, available at:

http://www.wipo.int/scp/en/annex_ii.html;

(ii) national and regional laws on opposition systems and other administrative revocation and invalidation mechanisms, available at:

http://www.wipo.int/scp/en/revocation_mechanisms/;

(…)”

Ad (ii)

Update to SCP Working Document SCP 18/4 ANNEX I: STATISTICS

[...]

GERMANY

- 17,305 newly granted patents were published in 2020 (or, 83,230 during the 5-year period 2016-2020).
- 297 oppositions concerning 259 patents were filed in 2020 (or, 1887 oppositions concerning 1683 patents during 2016-2020).
- Opposition proceedings conducted in 2020 were concluded as follows (total: 298 in 2020, or 2072 during 2016-2020):
 - 31 cases by the abandonment of the patent by the patent owner (156 during 2016-2020);
 - 23 cases by the abandonment of the patent by non-payment of the annual fee (163 during 2016-2020);
 - 99 cases by the revocation of the patent by the DPMA (640 during 2016-2020);
 - 145 cases by the decision of the DPMA to maintain the patents in full or in part (1113 during 2016-2020).
- In 2020, patent owners lodged an appeal against the revocation of their patents by the DPMA in 20 cases (235 during 2016-2020).
- In 46 cases, an appeal was lodged against the decisions of the DPMA to maintain the patents in full or in part (450 during 2016-2020).