THE CHARACTERISTS OF CHINA'S PATENT LAW AND BRIEF VIEW ON INTELLECTUAL PROPERTY EDUCATION SYSTEM IN CHINA

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Abstract

China's Patent Law is tailored to meet the actual needs and conditions in China and incorporates the favorable experience of foreign countries. It is in accord with China's Constitution and possesses typically Chinese features. Its main characteristics are as follows: it sets forth different provisions addressing patent rights in various ownership situations; it provides three kinds of patent rights; it sets limits on the technological fields which can be protected; it adopts a deferred examination/opposition examination system; it lectures strict restrictions on compulsory licensing; and establishes the administrative authority for patent affairs is responsible for handling patent disputes.

In the last three years intellectual property teaching has been undertaken in my university. Different level courses on intellectual property should be opened to the students or graduate students. We need a large number of high level examiners, patent agents and administration personnel. I think we can foster high level experts in the following two ways: Double Degree Programs and Master's Degree Programs.

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