



Regular readers of IP Connect will have spotted that my usual mug shot has, for this month at least, been supplanted by a new shot taken only last week at Cape Trafalgar. It somehow feels appropriate: I suspect that the coming months will feel like a bit of a gallop. Already, the post-Summer pace has picked up visibly. Our Minister, Baroness Neville-Rolfe, kicked off the new term by leading a major IP delegation to Beijing for the UK China IP Symposium. Early feedback from the event suggests that the discussions we're having there will deliver

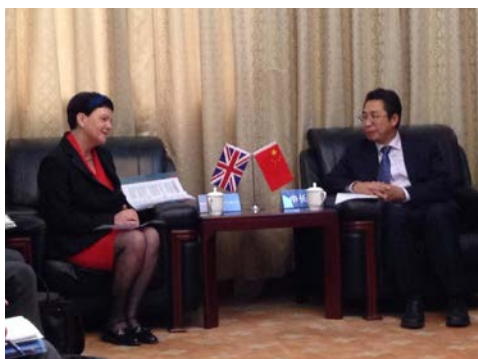
real dividends for the development of China's IP environment, with Chinese regulators turning to the UK for insight and experience. With so much potential for business with China, it's a relationship well worth our investment.

In other news, this edition of IP Connect brings you news on a couple of high profile IP crime 'busts' and on the IPO's own action to tackle the blaggers who trade on our good name and charge excessive fees to customers who think they're coming direct to the IPO. You'll also find updates on the IP Act 2014 and the changes to design and to patent law which come into force at the beginning of October.

The number of articles here will tell you that August failed to live up to its reputation as a 'quiet month', at least for the IPO. The coming months will undoubtedly continue at a canter with developments around the UPC, publication of the latest IP Crime report, the first ever report on our impacts on innovation and growth and, of course, continued activity to build the a strong global IP environment. It's going to be electrifying.

Please [click here](#) to give us any other comments or should you wish a colleague to subscribe.

Rosa Wilkinson,
Director of Innovation and Strategic Communications



UK Intellectual Property Delegation visits China

Intellectual Property Minister Baroness Neville-Rolfe urged UK businesses to boost their trade links with key trading partner China by leading the first ever [ministerial delegation](#) to the country focussing on intellectual property (IP).

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IP Events Calendar

Joining the Minister on the five-day trip (1 September – 5 September) were some of the UK's highest profile companies and a number of representatives from IP-intensive industries.

The visit began with the **2nd UK-China IP Symposium** being held in Beijing, hosted in partnership with Chinese State Intellectual Property Office (SIPO).

The Symposium provided an opportunity for more than 100 British and Chinese businesses to network and build relationships with government officials, focussing on the challenges they face in managing and protecting their IP in China.

Baroness Neville-Rolfe announced that the UK and China will do joint work focused on topics related to global patent reform and making IP systems more efficient for users.

The visit formed part of UK Government's ambitious target of doubling UK exports to £1 trillion by 2020 and within this, to double UK exports to China from their 2010 level to \$30 billion. UK exports to China were worth £15.7bn (\$24.5bn) in 2013.

It is hoped the visit will mean UK business will feel more confident exporting their IP to China and better understand where they should turn to for help and advice, while the UK aims to continue building a close and productive relationship with the Chinese government on IP issues.



IP Minister Baroness Neville-Rolfe said: “There is vast huge potential for British firms to do business with China, generating new jobs and economic growth in both countries. While many UK companies already have strong trading relationships with China, we must build on these links

and work hard together to continue to reduce any barriers to doing business.

“That is why I am determined we do all we can to make life as easy as possible for our businesses by improving our bilateral relationships with China on intellectual property matters, essentially the ownership of ideas and the reduction of counterfeits and design theft.

“This symposium has been and unrivalled chance for Chinese and British businesses to share their experiences, discuss business issues with

government officials and learn about intellectual property in both of our countries.”

The week of activities in Beijing, Suzhou, Hangzhou, Nanjing, Chongqing and Hong Kong will built upon the productive policy dialogue and addressed the practical, on the ground implementation with companies and stakeholders throughout China.

Other issues that the visit addressed included:

- Making sure UK companies are better prepared and informed about IP in China. This will be achieved through outreach events and support from UKTI and the China-British Business Council.
- Working more closely with the Chinese authorities to tackle IP crime and reduce the amount of counterfeit goods exported from China. For example, 70 per cent of counterfeit goods seized at EU borders currently originate from China.
- Helping licensing societies collect fees on behalf of British creative industries in China who often struggle due to infringement and low valuation of copyright.
- Offering practical support to help UK business avoid problems with bad-faith trademark applications. This is situation where someone else registers a trademark in the country, causing the country to have to buy this back at cost and thus harming investment opportunities.

The delegation also visited Shanghai where the Minister gave a speech at an annual seminar hosted by Managing IP.

IPO at IP Week 2014 in Singapore



The IPO recently attended IP Week @ Singapore 2014, an event that drew close to 1,000 delegates from more than 30 countries. This is the third year **Intellectual Property Office of Singapore (IPOS)** has organised it in Singapore.

A total of eleven events took place during IP Week @ SG 2014 including the 7th Plurilateral Patent Prosecution Highway (PPH) Meeting and the first UK-Singapore Business IP event.

The 7th Plurilateral PPH Meeting was attended by delegates from 19 countries including the UK, represented by Deputy Director of Patents Directorate Andy Bartlett, Charlie Jarman and SE Asia IP Attaché

Christabel Koh. One of the outcomes included the Singaporean and Austrian IP Offices joining the Global Patent Prosecution Highway with effect from 1 November 2014.



Andy Bartlett and Charlie Jarman presenting IPO status update) at the 7th Plurilateral PPH Meeting in Singapore

The IPO also took part in the Intellectual Property Management for C-Suite conference whose speakers included two IP valuation experts: Kelvin King from Marks & Clerk Consulting and Martin Brassell from Inngot. They tackled a wide array of topics relating to IP and discussed emerging IP and related issues. Kelvin and Martin were co-authors of [Banking on IP](#), a report commissioned by IPO that was published last year.



British High Commission Singapore

The British High Commission Singapore and the IPO also hosted two events in the margins of IP Week. These were a Global Patent System roundtable, organised in conjunction with

RHTLaw Taylor Wessing LLP and the first UK-Singapore Business IP event .

The roundtable was hosted by Andy Bartlett (IPO) and RHTLaw Taylor Wessing's Wun Rizwi who presented the discussions that were chaired by Managing IP's Asia editor Peter Leung. The session saw discussion and highlights on UK perspective on improvements to the global patent system, insight on the commercialisation of technology and views on patent litigation strategies.



From left: Peter Leung from Managing IP; Wun Rizwi from RHTLaw Taylor Wessing; Andy Bartlett and Christabel Koh from IPO.

The first UK-Singapore Business IP event was jointly organised with IPOS attracted close to 100 businesses and IP representatives.

Deputy High Commissioner of the British High Commission Singapore Judith Slater jointly opened the session with Director of IPOS International Alan Ng. The event was supported by speakers from PwC, Taylor Vinters, Marks & Clerk, WIPO, IPOS with discussion moderated by Managing IP. Topics included doing business in south east asia and as well as WIPO's ASEAN work in helping to protecting IP overseas and resolving disputes.

Raising IP awareness amongst police and customs officers in India



April 2014 saw [the launch of the IPO supported Federation of Indian Chambers of Commerce and Industry \(FICCI\) Copyright Enforcement Toolkit](#) to raise IP awareness amongst police and customs officers in India.



In August the IPO attended a training session in New Delhi to promote use of the toolkit by police officers.

Andrew Davidson of the IPO shared the UK perspective on IP infringement and approaches taken to counter the problem.

Ex-Senior Police Officer and FICCI Policy Adviser, Mr Deep Chand, outlined the problem from the Indian perspective, referring to lost Government revenue via unpaid taxes and the subsequent impact on development in India.

He also spoke about the impact that counterfeit medicines, foods or automotive parts can have on public health. Copies of the toolkit have also been shared with the National Police Academy in Hyderabad with a view to including a module on IP enforcement in training sessions for senior police officers.

UK to host interactive seminars on international IP protection



Are you looking to take your business overseas but not sure how to protect your IP rights? Or do you represent businesses and want to hear about the latest developments in global IP systems?

If so, then sign up to attend one of the [WIPO roving seminars](#), to be held at three locations across the UK. Experts from WIPO are teaming up with the IPO to deliver a series of free seminars.

In this one-off series of events, senior representatives from the World Intellectual Property Organization (WIPO) will lead an interactive programme of discussions that are sure to be of interest to anyone involved in the international protection of IP rights. The half-day events will provide an introduction to IPO services and initiatives, including international systems for the protection of IP rights, alternative dispute resolution, and infrastructure for the exchange of IP information.

There will be plenty of opportunity for debate and discussion, as well as interaction with the UK Intellectual Property Office and local business representatives

A full programme will shortly be made available. Dates and venues for the three seminars have been confirmed as follows: 6 October 2014: British Library, London

8 October 2014: Central Library, Manchester and 9 October 2014: Mitchell Library, Glasgow.

To register your interest, email wiposeminars@ipo.gov.uk with the subject heading WIPO Seminar Registration – London/Manchester/Glasgow (delete as appropriate). Please provide a contact email address and phone number. Space at the seminars is strictly limited so we encourage early registration to avoid disappointment.

Enforcement

Man arrested in illegal sports streaming investigation



The [Police Intellectual Property Crime Unit \(PIPCU\)](#) arrested a man in Manchester (1 Sept 2014) on suspicion of running a series of illegal sports streaming websites.

The 27-year-old is believed to be operating streaming sites that allow unlawful access to subscription only TV services which is costing industry more than £10million. The man was arrested at his home in the North West by the City of London Police's specialist IP unit where detectives found evidence of an industrial size streaming operation, including 12 computer servers streaming a wide range of sporting events from across the world, which have since been seized.

The operation was supported by Greater Manchester Police with the suspect being taken to a local police station for questioning.

Detective Chief Inspector Danny Medlycott, the newly appointed Head of PIPCU, said "This operation is the unit's third arrest in relation to online streaming and sends out a strong message that we are homing in on those who knowingly commit or facilitate online copyright infringement .

"Not only is there a significant loss to industry with this particular operation but it is also unfair that millions of people work hard to be able to afford to pay for their subscription-only TV services when others cheat the system."

PIPCU is based within the Economic Crime Directorate of the City of London Police, the National Lead Force for Fraud. It is a specialist police unit dedicated to protecting the UK industries that produce legitimate, high quality, physical goods and online and digital content from intellectual property crime.

PIPCU arrest Nottingham man believed to be running proxy server

The Police Intellectual Property Crime Unit recently [arrested a man in Nottingham](#) on suspicion of running an 'umbrella' website providing access to other websites which have been subject to legal blocking orders.

The 20-year-old man was questioned by detectives from the City of London Police unit at a local police station before later being released on bail.

The operation, supported by the Federation Against Copyright Theft, uncovered evidence of the proxy server providing access to 36 other websites that had been blocked for offering illegal or infringing content. The domain names of these sites have been voluntarily handed to police and the related web pages now show a police warning banner.

The arrest is part of the City of London Police unit's ongoing drive to clamp down on websites providing access to illegal or infringing content.

Former Head of PIPCU, Detective Chief Inspector Andy Fyfe, said: "This operation highlights how PIPCU, working in partnership with the creative and advertising industries is targeting every aspect of how copyrighting material is illegally being made available to internet users.

"We will come down hard on people believed to be committing or deliberately facilitating such offences"

Kieron Sharp, Director General of the Federation Against Copyright Theft, said: "For some years the film and music industries in the UK have been making applications to the High Court for orders requiring the major UK ISPs (Internet Service Providers) to

block websites providing access to illegal or infringing content, in particular films and music. Invariably these sites exist in foreign jurisdictions where it is difficult or impossible to take other legal action to prevent their continuing operation.

“Once the site-blocking orders commenced, internet users have sought ways to continue to access the sites by getting round the blocking put in place by the ISPs. One of the ways to do this is to use proxy servers. This operation is a major step in tackling those providing such services. FACT will continue to support PIPCU in their enforcement activities.”

Legal action filed at the Intellectual Property Enterprise Court against ‘Patent and Trade Mark Office’ and ‘Patent and Trade Mark Organisation’



On 19 May 2014, [we filed a claim for passing off](#) at the Intellectual Property Enterprise Court against the persons behind the companies trading as Patent and Trade Mark Office and Patent and Trade Mark Organisation.

These organisations have been issuing official looking ‘renewal’ notices to holders of UK registered patents and trade marks offering to renew the rights for fees greatly in excess of the official renewal fees. We know that some of our customers have been misled into making excessive payments to these organisations because they thought they were paying the IPO for renewing intellectual property rights.

We therefore felt it was necessary to take appropriate action given the evidence that our customers are being misled or confused and that damage is being caused to the office’s good name.

Two of the most blatant offenders – ‘Patent and Trademark Office’ and ‘Patent and Trade Mark Organisation’ – and the persons behind these organisations, Mr Aleksandrs Radcuks and Mr Igors Villers, have admitted and settled our claims and agreed to be bound by an Order of the Intellectual Property Enterprise Court prohibiting them from further acts of passing off.

This means that if these people pass themselves off again as the Intellectual Property Office (IPO), they will be in contempt of court and liable to imprisonment.

Part of the settlement is a substantial payment to the IPO which will cover some of our legal costs. Further proceedings are pending against another organisation that is engaged in similar practices, so watch this space.

Copyright

Extended Collective Licensing (ECL) to be open for business shortly

New legislation that will allow authorised collecting societies to run Extended Collective Licensing (ECL) schemes has been debated and approved by both Houses of Parliament. It will come into force on 1st October 2014.

The legislation allows qualifying UK collecting societies to apply to the Business Secretary for authorisations to run ECL schemes. If granted, they will be allowed to license on behalf of all rights holders within the scope of the authorised ECL, except those who opt out of the arrangement.

There are extensive safeguards for rights holders in the legislation, particularly where they are not members of the collecting society concerned. For example, the authorised collecting society must make special provision for non-members in its code of practice. It must also show that it is applying with the informed consent of a substantial proportion of its voting members.

The initial authorisation period for an ECL is five years. This can be renewed, potentially indefinitely, subject to the collecting society passing regular reviews to assess whether the ECL is working as it should. This is intended to balance the demand for low costs and business certainty with the assurance of regular scrutiny for rights holders.

There is some scope in the regulation for ECLs to be modified (by Government only) to reflect changing circumstances. They can also be cancelled by a collecting society or revoked by the Government if the terms and conditions of an authorisation are compromised or breached.

UPC Update

The consultation on changes to the Patents Act to implement the Unified Patent Court Agreement closed on 2 September. We are grateful for the responses that we have received. Over the coming months we will be working on the drafting of the proposed legislation in light of your comments. We intend to publish a summary of responses and the Government response this December, and enter Parliament early 2015. We will keep you updated of our progress.

IP Act update

1 October 2014: Changes to design and patent law

Many provisions of the Intellectual Property Act 2014 will come into force on 1 October 2014. These include:

Designs:

- a new criminal offence for the copying of registered designs;
- changes to design ownership in relation to commissioned designs;
- prior user rights for designs;
- private use of unregistered designs;
- scope of an unregistered design right;
- changes to some technical aspects of registered designs.

Patents:

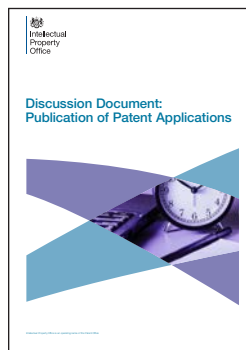
- marking patented products with a web address;
- expansion of the Patent Opinions Service;
- patents worksharing;
- payment of fees after restoration of a previously-revoked European patent (UK);
- other minor changes to patent law.

Other:

- requirement for the IPO to report annually on its contribution to innovation and growth;
- new exemption in the Freedom of Information Act relating to information which is part of a research programme intended for later publication.

Guidance on the above designs and patents changes is available at <https://www.gov.uk/government/collections/1-october-2014-changes-to-design-and-patent-law>

Discussion: publication of patent applications



This is an opportunity to find out what applicants want from the patent application system. In particular, what users want in relation to how and when patent applications are published. It will also enable the Intellectual Property Office (IPO) to consider how we might use resources more appropriately.

The document includes ideas on changes to the way the IPO might publish patent applications differently in the future. We are looking for as much insight as possible so that we can assess whether these ideas are worth pursuing further. A number of possibilities are presented, and it may be that more than one option will be pursued.

Changes to the delivery of patent documents

From 27 September 2014, the Intellectual Property Office will be changing its delivery of patent documents with search reports. We will stop automatically supplying cited patent documents with the search report and will supply one copy of patent documents on request, and will continue to supply any cited non-patent literature as a matter of course, free of charge.

When requesting a search you will be able to indicate your wish to receive a free single copy of any cited patents documents, but will no longer be able to order extra copies. The electronic online filing systems and patents form 9A will be updated to facilitate the changes with effect from the above date.

We have implemented these changes following consultation with our customers. Feedback showed a level of concern regarding difficulties in obtaining non-patent literature free of charge and the availability of patent documents to private applicants. These changes will enable the IPO to streamline its internal procedures and reduce the amount of printed material generated by the patents granting process.

Publications

Eight great technologies: a review of patent data relating to the internet of things



The Government has identified the key technologies which will propel the UK to future growth.

Patent data around these technologies can give a valuable insight into innovative activity, to the extent that it has been codified in patent applications, and the IPO Informatics team has produced a series of patent

landscape reports looking at each of these technology spaces and the current level of UK patenting on the world stage.

As an aid to help people understand the eight great technologies and to consider the direction of future funding, the IPO is offering a comprehensive overview of what is already patented in the each of these technologies.

A new report, produced by the Informatics team at the IPO provides a review of patent data relating to the internet of things. This is a concept where a network of everyday physical objects are accessed through the internet and are able to automatically identify themselves to other devices because of their inherent ambient intelligence and creating a smarter world.

This information should not be taken as a direct measure of the level of innovation in the UK; it should be considered in conjunction with other sources of information to form a fuller picture.

IP Markets and Enabling Information Ecosystems

As one follow up action to the report 'Banking on IP' published in late 2013, IPO commissioned Golant Media Ventures to present an initial review of:

- Key characteristics of markets in IP which could support efficient trading;
- Main information needs to give potential and actual traders confidence to monetise assets, through sale or licensing.

The main deliverables from the report are a mapping of existing frameworks and systems for identifying and valuing intangible assets; and the promotion of a series of templates for standardising the information requirements relating to the operation, ownership, and financial charges over intangible assets.

This report includes a wide consultation with stakeholders, and provides a starting point for improving markets for intangible asset markets.

The main recommendations are:

- Building on existing national and international solutions such as the Copyright Hub, the Anti-Copying in Design (ACID) Marketplace and similar solutions for patents;
- Developing a framework of standards for how information about intangibles (including their valuation, ownership and use) can be shared by those working across all parts of the private and public sector;
- Bringing together the private, public and not-for-profit sectors to develop and trial publicly accessible information services to help build IP markets – focusing initially on accurately identifying who has rights in what;
- Encouraging and enabling the development of research services which support decision making by businesses, investors and other funders around the sale, purchase, insurance, licensing and financing of intangible assets;
- Identifying what information is needed by providers of products (for example, insurances) which reduce the risks associated with intangible assets to the point where funders will treat them as collateral for finance.

Events

Below is a list of forthcoming IP events which may be of interest to you or your clients/members.

www.ipo.gov.uk/events

11 Sept 2014	09:30 - 12:30 14:00 - 17:00	Companies House First time directors seminar	Cardiff
15 Sept 2014	11:00 - 13:30	Intellectual Property Workshop	London <small>New</small>
16 Sept 2014	09:30 - 12:30 14:00 - 17:00	Companies House Information Day	Durham
16 Sept 2014	14:00 - 16:00	Introducing Copyright Workshop	London <small>New</small>
17 Sept 2014	09:30 - 12:30 14:00 - 17:00	Networking and Information Seminar	Leeds <small>New</small>
18 Sept 2014	13:00 - 19:00	East Midlands Franchise Open Day	Leicester <small>New</small>
19 Sept 2014	10:00 - 15:00	East Anglia Franchise Open Day	Peterborough <small>New</small>
24 Sept 2014	10:30 - 15:30	Wirral & Chester Business Fair	Newbrighton <small>New</small>
25 Sept 2014	10:00 - 16:00	Introbiz Business Exhibition	Cardiff <small>New</small>
26 Sept 2014	09:00 - 15:00	Business Growth Show	Birmingham <small>New</small>
6 October 2014		WIPO roving seminar	London



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