

# **KOUWA PATENT OFFICE**

*INTERNATIONAL PATENT & TRADE MARK*

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## **SCHEDULE OF MINIMUM CHARGES**

**FOR**

**FOREIGN CLIENTS**

**(Japanese Patents, Utility Models, Designs and Trademarks)**

Effective as from January 1, 2018

## CONTENTS

**A. PATENTS**  
(Including PCT National Stage Work)

**B. UTILITY MODELS**  
(Including PCT National Stage Work)

**C. DESIGNS**

**D. TRADEMARKS**  
(Including "Service Marks")

**E. OTHER FEES**

### REMARKS :

1. In case of a lump sum payment of annuities for any period of two or more years beginning from the fourth or a later year, the first year attorney's fee of the period is the full amount and each remaining year attorney's fee is one-half of the full amount.
2. Extra fees are to be charged for urgent work.
3. Payment can be made in a currency other than Japanese yen provided that the other currency can be readily converted into yen in Japan.
4. If the actual working time required to prepare the necessary documents is substantially increased to file an argument, an opposition, an appeal, an amendment or a response thereto, an additional fee for this working time may be charged.

**A. PATENTS**  
(Including PCT National Stage Work)

<b>APPLICATION PROCEDURES</b>	Attorney's Fee (Yen)	Official Fee (Yen)
101. Application for patent	180,000	14,000
101a. English-language application for patent	200,000	22,000
101b. Filing of Japanese translation of English-language application	30,000	-
102. Division of or conversion to application for patent	150,000	14,000
103. Application for registration of extension of patent term	175,000	74,000
104. Claiming Convention priority or internal priority		
A) Basic charge;	8,000	-
B) Additional Charge per claiming each Convention priority or internal priority	6,000	-
105. Preparation of abstract	4,200	-
106. Application for exception to loss of novelty of invention	47,000	-
107. Late filing of formal documents	12,000	-
108. Request for examination for patent application (applicable to the patent applications filed on or after August 1, 2011)		
A) Basic charge	16,500	118,000
B) Charge per claim	1,500	4,000
 <b>ELECTRONIC FILING PROCEDURES</b>		
111. Electronic filing of application or any other document with the Patent Office by on-line transmission or submission of floppy disk	8,500	-
 <b>EXAMINATION PROCEDURES</b>		
121. Preference examination		
1) by applicant	170,000	-
2) by third party	280,000	-
122. Expedited examination	160,000	-
123. Argument	95,000	-
124. Amendment	95,000	-
125. Additional charge for each claim exceeding the number of current claim(s) in case of amendment	4,000	4,000
126. Interview	65,000	-
127. Extension of period or change of due date	12,000	2,100
128. Presentation of information to the Patent Office	170,000	-
129. Preparing and filing an amendment after interview	40,000	-
130. Reporting communication from the Patent Office	on workload basis	

<b>APPEAL AND TRIAL PROCEDURES</b>		<b>Attorney's Fee (Yen)</b>	<b>Official Fee(Yen)</b>
141.	Appeal against final rejection (see also Item 150)	270,000	55,000
142.	Appeal against final rejection combined with a complaint against decision of dismissal of amendment (see also Item 150)	290,000	55,000
144.	Expedited appeal examination	100,000	-
145.	Trial for invalidation	600,000	55,000
146.	Intervention in trial for invalidation	300,000	55,000
147.	Request for correction during the course of procedure of the invalidation trial	130,000	55,000
148.	Trial for correction (see also Item 150)	180,000	55,000
149.	Re-trial	300,000	55,000
150.	Additional charge for each additional claim added to a first claim in case of appeal, trial or re-trial	8,000	5,500
151.	Attendance of oral examination, examination of evidence, preparatory proceedings, hearing, etc.	150,000	-
152.	Motion for preservation of evidence or taking of evidence	300,000	-
153.	Demand for official opinion on technical scope	300,000	40,000
154.	Demand for decision on establishment of non-exclusive license in case of non-working, etc. (Demand for an arbitration)	240,000	55,000
155.	Administrative appeal	240,000	-
156.	Refutation or reply to trial case	95,000	-

## **RECORDING PROCEDURES**

161.	Recording transfer of pending application		
	1) by succession or merger	33,000	-
	2) by assignment	33,000	4,200
162B.	Recording change of applicant's name or address per case	20,000	-
163.	Registration of transfer of patent		
	1) by succession or merger	65,000	3,000
	2) by assignment	65,000	15,000
164.	Registration of change or correction of name or address of patentee	50,000	1,000
165.	Registration of license	65,000	15,000
166.	Registration of appointment of agent after grant	30,000	-
167.	Obtaining official certificate		
	1) through electronic procedure	13,000	1,100
	2) by written request	13,000	1,400
168.	Obtaining certified copy of register	10,000	600
169.	Requesting re-issuance of registration certificate	11,000	4,600
170.	Requesting inspection of documents on file at the Patent Office	10,000	600



**B. UTILITY MODELS**  
(Including PCT National Stage Work)

<b>APPLICATION PROCEDURES</b>	Attorney's Fee (Yen)	Official Fee(Yen)
301. Application for registration of utility model		
A) Basic charge	140,000	14,000
B) Additional charge for each claim added to a first claim	4,000	-
302. Claiming Convention priority or internal priority		
A) Basic charge; and	8,000	-
B) Additional Charge per claiming each Convention priority or internal priority	6,000	-
303. Preparation of abstract	4,200	-
304. Application for exception to loss of novelty of invention	47,000	-
305. Late filing of formal documents	12,000	-
306. Conversion of application		
A) from a patent application into a utility model application under new Utility Model Law	155,000	14,000
B) from a design application into a utility model application under new Utility Model Law	175,000	14,000
 <b>ELECTRONIC FILING PROCEDURES</b>		
311. Electronic filing of application or any other document with the Patent Office by on-line transmission or submission of floppy disk	8,500	-
 <b>PROCEDURES AFTER FILING APPLICATION</b>		
321. Amendment	95,000	-
322. Request for search report for the utility model	18,000	42,000
323. Additional charge for each additional claim contained in the request for search report	-	1,000
324. Request for correction of specification and/or drawing of the registered utility model	40,000	1,400
325. Presentation of information to the Patent Office	170,000	-

<b>APPEAL AND TRIAL PROCEDURES</b>		<b>Attorney's Fee (Yen)</b>	<b>Official Fee(Yen)</b>
331.	Trial for invalidation	600,000	55,000
332.	Additional charge for each additional claim added to a first claim in the invalidation trial	8,000	5,500
333.	Intervention in trial for invalidation	300,000	55,000
334.	Request for correction during the course of procedure of the invalidation trial	130,000	55,000
335.	Additional charge for each additional claim added to a first claim in case of request for correction	8,000	5,500
336.	Re-trial	300,000	55,000
337.	Attendance of oral examination, examination of evidence, preparatory proceedings, hearing, etc.	150,000	-
338.	Motion for preservation of evidence or taking of evidence	300,000	-
339.	Demand for official opinion on technical scope	300,000	40,000
340.	Demand for decision on establishment of non-exclusive license in case of non-working, etc. (Demand for an arbitration)	240,000	55,000
341.	Administrative appeal	240,000	-
342.	Refutation or reply to refutation in trial case	95,000	-

#### **RECORDING PROCEDURES**

351.	Recording transfer of pending application		
	1) by succession or merger	33,000	-
	2) by assignment	33,000	4,200
352.	Recording change of applicant's name or address	20,000	-
353.	Registration of transfer of utility model		
	1) by succession or merger	65,000	3,000
	2) by assignment	65,000	9,000
354.	Registration of change or correction of name or address of registrant	50,000	1,000
355.	Registration of license	65,000	9,000
356.	Registration of appointment of agent after grant	30,000	-
357.	Obtaining official certificate		
	1) through electronic procedure	13,000	1,100
	2) by written request	13,000	1,400
358.	Obtaining certified copy of register	10,000	600
359.	Requesting re-issuance of registration certificate	11,000	4,600
360.	Requesting inspection of documents on file at the Patent Office	10,000	600

**REGISTRATION FEES AND ANNUITIES**

371A.	Basic registration fees and annuities. Official Fees cover the first claim and Attorney's Fees cover up to five claims.		
	1) 1st to 3rd year (in lump sum as registration fee)	22,000	6,300
	2) 4th to 6th year (each year)	9,000	6,100
	3) 7th to 10th year (each year)	10,000	18,100
371B.	Additional registration fee and annuities. Official Fees apply to each additional claim, and Attorney's Fees apply to each additional group of up to five claims.		
	1) 1st to 3rd year (in lump sum as registration fee)	5,000	300
	2) 4th to 6th year (each year)	3,500	300
	3) 7th to 10th year (each year)	4,000	900
372.	Request for refund of paid registration fee	15,000	-



## C. DESIGNS

<b>APPLICATION PROCEDURES</b>		Attorney's Fee (Yen)	Official Fee(Yen)
601.	Application for registration of design	95,000	16,000
603.	Preparation of description on design or design article(s)	15,000	-
604.	Claiming Convention priority		
	A) Basic charge; and	8,000	-
	B) Additional Charge per claiming each Convention priority	6,000	-
605.	Application for exception to loss of novelty of design	47,000	-
606.	Late filing of formal documents	12,000	-
607.	Request for assignment of identification number	50,000	-
 <b>EXAMINATION PROCEDURES</b>			
611.	Argument	90,000	-
612.	Amendment	90,000	-
613.	Interview	65,000	-
614.	Extension of period or change of the date	12,000	2,100
615.	Preparing and filing an amendment after interview	40,000	-
616.	Reporting communication from the Patent Office	on workload basis	
617.	Expedited examination	160,000	-
 <b>APPEAL AND TRIAL PROCEDURES</b>			
621.	Appeal against decision of dismissal of amendment or supplement	150,000	55,000
622.	Appeal against decision of rejection	270,000	55,000
623.	Trial for invalidation	400,000	55,000
624.	Intervention in trial for invalidation	300,000	55,000
625.	Re-trial	300,000	55,000
626.	Attendance of oral examination, examination of evidence, preparatory proceedings, hearing, etc.	140,000	-
627.	Motion for preservation of evidence or taking of evidence	300,000	-
628.	Demand for official opinion on registered design	300,000	40,000
629.	Demand for decision on establishment of non-exclusive license for working one's own registered design in case of conflict with another's prior right	240,000	55,000
630.	Administrative appeal	240,000	-
631.	Refutation or reply to refutation in trial case	95,000	-
632.	Expedited appeal examination	100,000	-

<b>RECORDING PROCEDURES</b>	Attorney's Fee (Yen)	Official Fee(Yen)
641. Recording transfer of pending application		
1) by succession or merger	33,000	-
2) by assignment	33,000	4,200
642B. Recording change of applicant's name or address	20,000	-
643. Registration of transfer of registered design		
1) by succession or merger	65,000	3,000
2) by assignment	65,000	9,000
644. Registration of change or correction of name or address of registrant	50,000	1,000
645. Registration of license	65,000	9,000
646. Registration of appointment of agent after grant	30,000	-
647. Obtaining official certificate by written request	13,000	1,400
648. Obtaining certified copy of register	10,000	600
649. Requesting re-issuance of registration certificate of design	11,000	4,600
650. Requesting inspection of documents on file at the Patent Office	10,000	600

#### **REGISTRATION FEES AND ANNUITIES**

661. Registration fee and annuities for registered design		
1) 1st to 3rd year (in lump sum as registration fee)	22,000	25,500
2) 4th to 20th year (each year)	9,000	16,900
662. Registration fee for similar design	22,000	8,500
663. Restoration of design right	60,000	-
664. Request for refund of paid registration fee	15,000	-

**D. TRADEMARKS**  
(Including "Service Marks")

<b>APPLICATION PROCEDURES</b>	Attorney's Fee (Yen)	Official Fee(Yen)
701. Application for trademark registration (in one class)	90,000	12,000
Each additional class in same application	63,000	8,600
702. Filing of certificate for applicant's qualification for collective trademark registration application	30,000	-
703. Application for defensive mark registration (in one class)	90,000	24,000
Each additional class in same application	63,000	17,200
703A. Preparation of evidence showing fame of a mark is among consumers	55,000	-
705. Application for renewal registration (in one class)	60,000	48,500
Each additional class in same registration	※60,000 42,000	28,300 48,500
706. Application for renewal registration after expiration of the term of trademark right	60,000	97,000
Each additional class in same registration	42,000	97,000
707. Application for renewal registration of defensive mark	80,000	41,800
Each additional class in same registration	56,000	41,800
708. Details explanation of goods or services (per class)	15,000	-
709. Conversion of application		
1) between usual and collective trademarks	40,000	12,000
2) from defensive mark into trademark	40,000	12,000
3) from trademark into defensive mark	40,000	24,000
710. Division of application for trademark registration		
1) In one class	90,000	12,000
2) Each additional class	-	8,600
711. Claiming Convention priority		
A) Basic charge; and	8,000	-
B) Additional Charge per claiming each Convention priority	6,000	-
712. Requesting retroactivity for date of application of trademark used in respect of goods exhibited or services offered at international exhibition	47,000	-
713. Late filing of formal documents	12,000	-
714. Preparation of specimen or mark prints (including three-dimensional trademark)	disbursement	-

**INTERNATIONAL APPLICATION (Madrid Protocol)**

(See the Schedule of fees in the Madrid Protocol about official fees indicated by the mark ★)

715. International application for trademark registration (in one class)	100,000	★
Each additional class in same application	40,000	★
Each additional country in same application	15,000	★
716. Renewal application for International registration (in one class)	80,000	★
Each additional class in same registration	40,000	★
Each additional country in same registration	15,000	★
717. Claiming Convention priority	14,000	-

	Attorney's Fee (Yen)	Official Fee(Yen)
<b>SEARCH</b>		
720. Search for prior trademark registration and application (one word mark, similar goods and services)	45,000	-
<b>EXAMINATION PROCEDURES</b> (Including Madrid Protocol National Stage Work)		
721. Argument (in one class)	90,000	-
Each additional class in same application	63,000	-
722. Amendment	90,000	-
Additional charge for each class exceeding the number of current class(es) in case of amendment	63,000	15,000
723. Extension of period or change of due date	12,000	2,100
724. Reporting communication from the Patent Office	on workload basis	
725. Interview	65,000	-
726. Preparing and filing an amendment after interview	40,000	-
727. Presentation of information to the Patent Office	160,000	-
Each additional class in same application	110,000	-
<b>POST-GRANT OPPOSITION PROCEDURES</b>		
734. Opposition (in one class)	300,000	11,000
Each additional class in same registration	210,000	8,000
735. Intervention to opposition	60,000	11,000
736. *Argument responding to notification of reasons for revocation (in one class)	300,000	-
Each additional class in same registration	210,000	-
737. *Refutation or reply to refutation in opposition	95,000	-

<b>APPEAL AND TRIAL PROCEDURES</b>		<b>Attorney's Fee (Yen)</b>	<b>Official Fee(Yen)</b>
741.	Appeal against decision for dismissal of revision	150,000	55,000
742.	Appeal against final decision for rejection (in one class)	270,000	55,000
	Each additional class in same application	190,000	40,000
743.	Trial for invalidation (in one class)	400,000	55,000
	Each additional class in same registration	280,000	40,000
744.	Trial for cancellation (in one class)	300,000	55,000
	Each additional class in same registration	210,000	40,000
745.	Trial for cancellation based on non-use (in one class)	120,000	55,000
	Each additional class in same registration	80,000	40,000
745A.	Refutation in trial for cancellation based on non-use (in one class)	220,000	-
	Each additional class in same registration	150,000	-
745B.	Reply to trial for cancellation based on non-use (in one class)	300,000	-
	Each additional class in same registration	210,000	-
746.	Negotiation over assignment with trademark right owner	100,000	-
747.	Intervention in trial for invalidation or cancellation	300,000	55,000
748.	Re-trial (in one class)	300,000	55,000
	Each additional class in same registration	210,000	40,000
749.	Demand for official opinion for effect of trademark right	300,000	40,000
750.	Administrative appeal	240,000	-
751.	Attendance of oral examination, examination of evidence, preparatory proceedings, hearing, etc.	140,000	-
752.	Motion for preservation of evidence or taking of evidence	300,000	-
753.	Refutation or reply to refutation in trial case	95,000	-

## **RECORDING PROCEDURES**

761.	Recording transfer of pending application (per case)		
	1) by succession or merger	33,000	-
	2) by assignment	33,000	4,200
762A.	Recording change of applicant's name or address	20,000	-
763.	Request for assignment of identification number	50,000	-
764.	Request for recognition of "international exhibition" status	50,000	-
765.	Registration of transfer of registered trademark (per case)		
	1) by succession or merger	65,000	3,000
	2) by assignment	65,000	30,000
766.	Registration of change or correction of name or address of registrant (per case)	50,000	1,000
767.	Registration of license	65,000	30,000
768.	Registration of division of trademark right (per case)	65,000	30,000
769.	Registration of appointment of agent after grant (per case)	30,000	-
770.	Obtaining official certificate by written request	13,000	1,400
771.	Obtaining certified copy of register	10,000	600
772.	Requesting inspection of documents on file at the Patent Office	10,000	600

REGISTRATION FEES		Attorney's Fee (Yen)	Official Fee(Yen)
781.	Trademark registration (in one class)	22,000	28,200
		※22,000	16,400
	Each additional class in same application	15,000	28,200
782.	Defensive mark registration (in one class)	22,000	28,200
	Each additional class in same application	15,000	28,200
783.	Registration for renewal of registered trademark	24,000	38,800
		※24,000	22,600
784.	Registration for renewal of registered defensive mark (in one class)	24,000	33,400
	Each additional class in same registration	16,000	33,400
785.	Request for refund of paid registration fee	15,000	-

**Note :**

1)The items indicated by the mark ※ apply to the case of paying a registration fee in two installments (every five years).

2)The items indicated by the mark \* in the above table apply to the actions taken by an intervenor.

## E. OTHER FEES

<b>SUIT</b>	Attorney's Fee (Yen)	Official Fee(Yen)
801. Suit (for infringement etc. excluding official fee)		
1) suit before District Court	1,500,000	-
2) appeal to High Court	1,700,000	-
3) appeal to the Supreme Court	2,000,000	-
802. Suit (against judgement of the Patent Office)		
1) suit before the Tokyo High Court	1,500,000	8,200
2) appeal to the Supreme Court	1,700,000	16,400
803. Attendance before court	150,000	-
<b>SEARCH</b>		
811. Search for publication or evidence, etc. (per hour)	12,000+disbursement	
<b>CONSULTATION</b>		
821. Consultation with client (per hour)	37,000	-
<b>TRANSLATION</b>		
831. from English into Japanese, per 100 words or fraction thereof	4,000	-
832. from German or French into Japanese, per 100 words or fraction thereof	5,000	-
833. from Japanese into English, per 100 words or fraction thereof	5,500	-
834. from Japanese into German or French, per 100 words or fraction thereof	6,200	-
<b>TYPING OR CONVERSION OF CHARACTER INFORMATION INTO ELECTRONIC MEDIA</b>		
841. B5 size per page (22 characters × 20 lines)	1,600	-
842. A4 size per page (36 characters × 29 lines)	3,800	-
842A. A4 size per page (40 characters × 50 lines)	7,300	-
843. A4 size per page (foreign language)	disbursement	
<b>DRAWINGS OR OTHER IMAGE INFORMATION</b>		
851. Preparation of drawings, photographs or other image information	disbursement	
<b>COMMUNICATION</b>		
861. Postage and other communication charges	disbursement	
<b>EXTRA FEE</b>		
871. Extra fee in case of multi-clients	on workload basis	