



# Cooperation with Right holders

WCO National Seminar for  
the Bangladesh National Board of Revenue (NBR)

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Japan Customs**



# Contents

## ◆ Cooperation in Enforcement procedure

- Application for Suspension
- Identification Procedures

## ◆ Revisions of Enforcement system

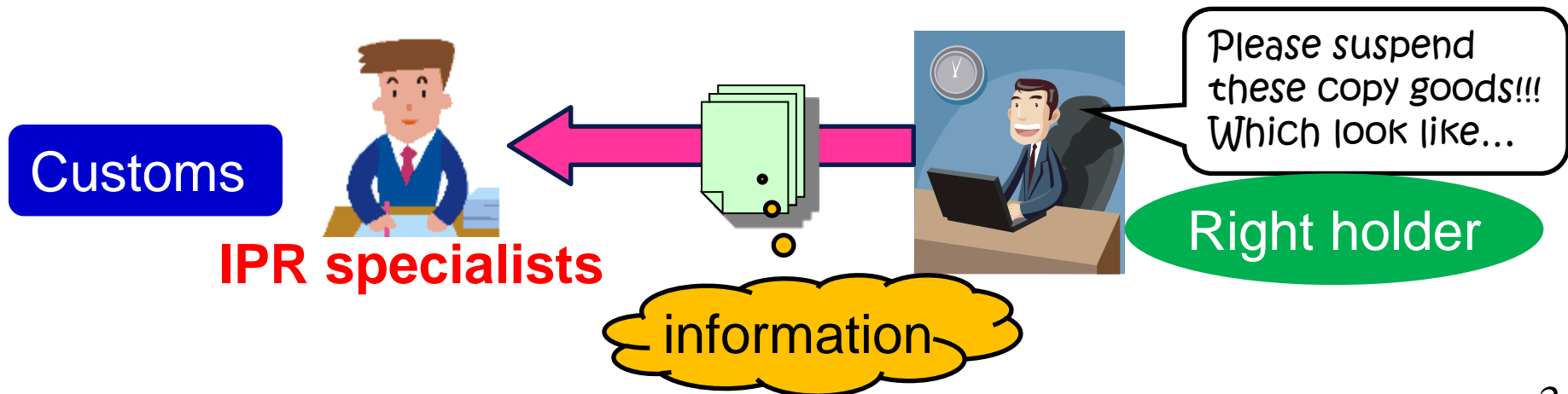
## ◆ Others

- Customs Seminar
- Joint Seminar/Campaign
- Customs website



# Application for Suspension

- Type of right
- Evidence of the right
- Name of goods
- Prima facie evidence of infringement
- Difference between genuine and fake
- Country of production and routes used by traffickers
- Assumed importers' and/or exporters' name and address, etc.





# Consultation with Right holder ~ Trademark case ~



Head  
Quarter



Regional  
Customs

**IPR specialists**



Visit Customs'  
HQ

Please suspend  
these copy goods!!!  
What should I do?



**Right holder**

Right holder really possess the right ?

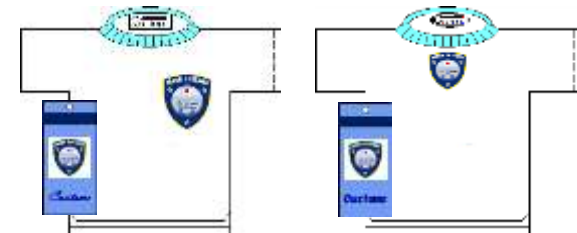
*Prima facie* evidence?

Can distinguish between genuine and fake?

Any other useful information?

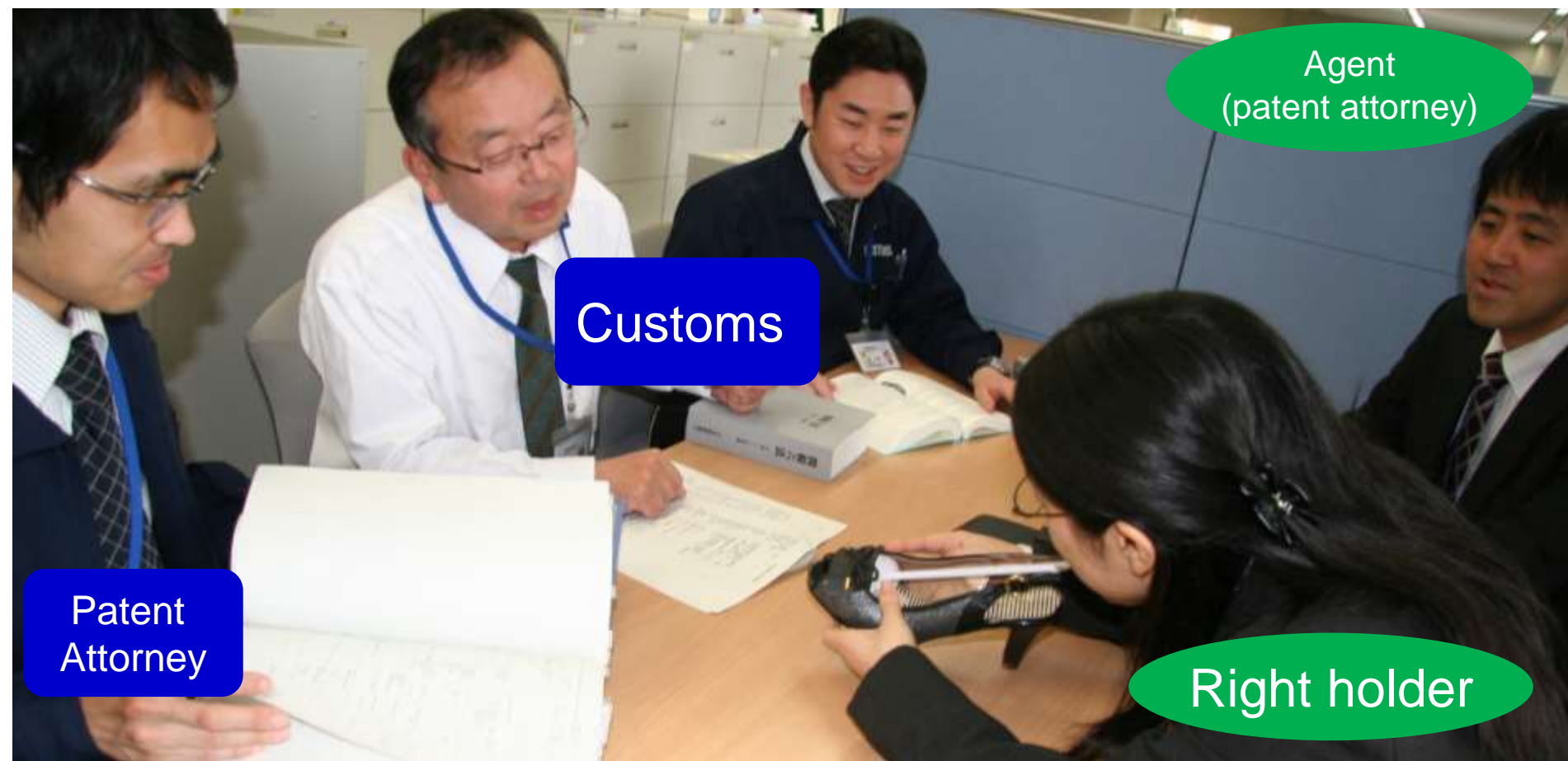
How to prepare the document

etc...





# Consultation with Right holder ~ Trademark case ~



Patent Attorney

Customs

Agent (patent attorney)

Right holder



# Advantages for right holders

## Advantages of application for suspension

Customs enforcement is convenient and effective for IPR protection!

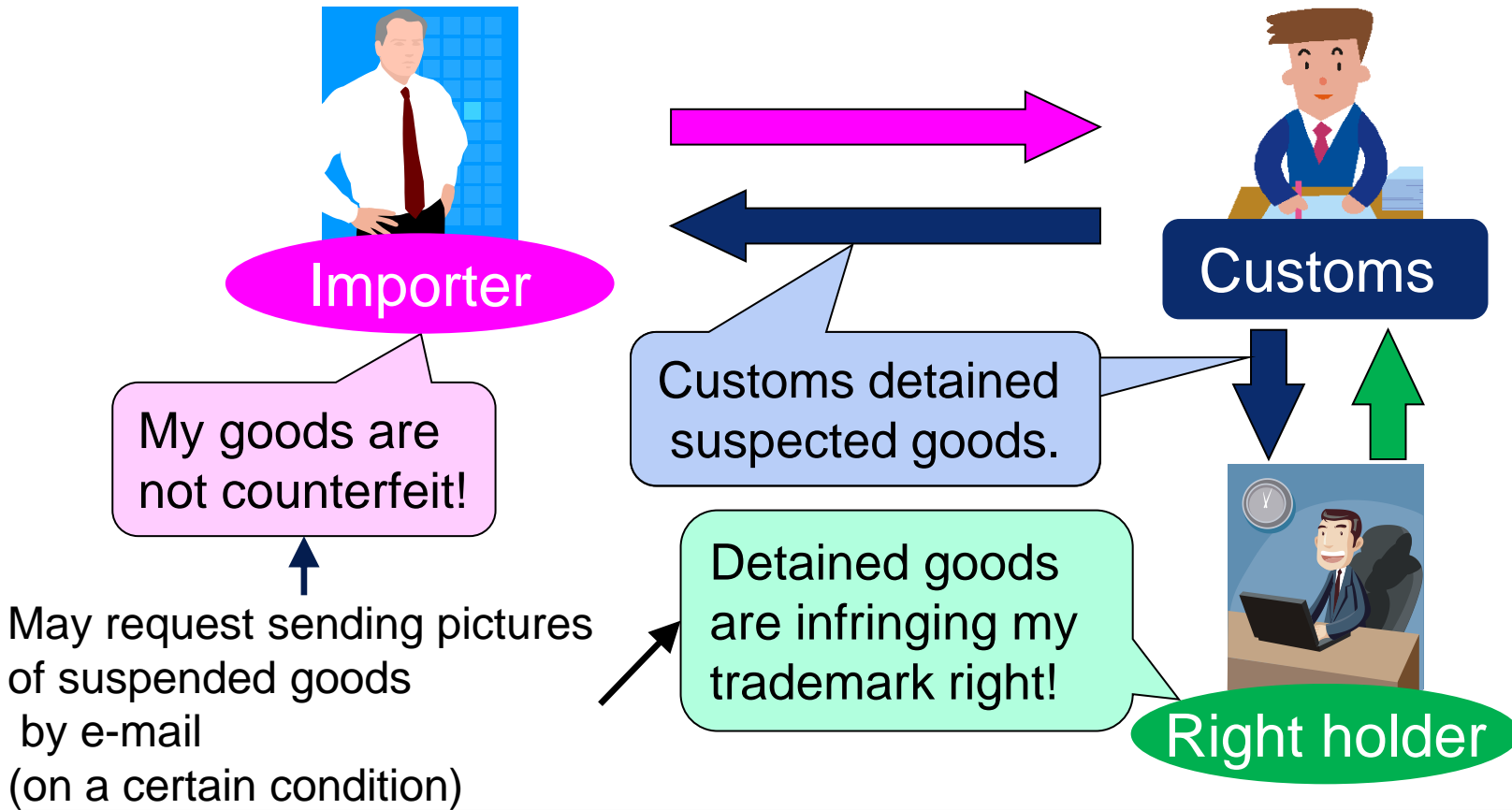


Right holder

- ◆ No fees for lodging applications and conducting Identification Procedures.  
(Trigger for cooperation)
- ◆ Simplified Identification Procedures may be taken for the goods covered by applications.  
(Reduced burden) \*except for Patents, etc.
- ◆ Some information contained in the approved applications is disclosed on the web.  
(Public awareness)



# Identification Procedures



Identification Procedures are the process for Customs to decide whether the goods are infringing or not based on opinions and evidence from importers and right holders.



# Cooperation with Right Holders

## 【 In-House Training by Right Holders 】



**2014**

- **169 training seminars**
- **A total of 2,462 participants**





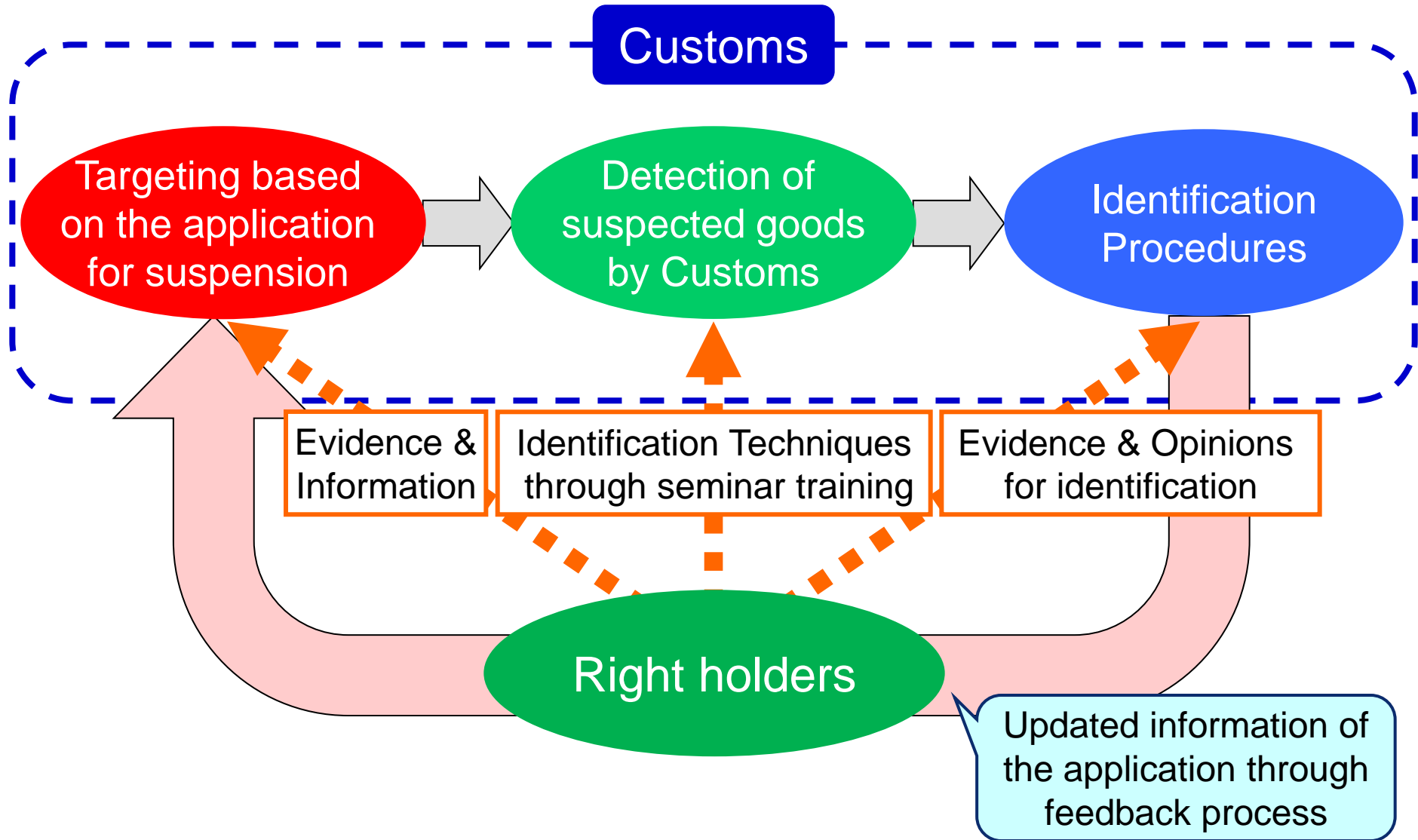
# Cooperation with Right Holders

**【 In-House Training by Right Holders 】**





# Update the information





# Contents

- ◆ Cooperation in Enforcement procedure
  - Application for Suspension
  - Identification Procedures
  
- ◆ **Revisions of Enforcement system**
  
- ◆ **Others**
  - Customs Seminar
  - Joint Seminar/Campaign
  - Customs website



# Revisions of IPR Border Enforcement system

**2003 Expand the scope of the application  
(Patent, Design right etc...)**

**2006 Introduce “Opinion hearing system  
from the IPR Expert Advisor”**

**2007 Introduce “Simplified Identification  
Procedures”**

**2015 Extend the period of Application  
2 year → 4 year**



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# Customs Seminar



**2014**

**In Tokyo, Nagoya, Kobe, Osaka, Moji Customs**

**A total of 438 participants**

**(right holders, lawyer, patent attorney etc...)**



# Customs Seminar





# Joint Seminar & Campaign

With...

Japan Patent Attorney Association

Right holder's Association







# Joint Seminar & Campaign





# Information on Customs website

このページの本文へ > サイトマップ > English

知的財産侵害物品の取締り

文字サイズ +

税関は、知財立国を目指し、知的財産侵害物品の水際取締りに取り組んでいます。

トップページ 一般・輸入者の方へ **権利者の方へ** 差止申立受付・受理状況

■ 新着情報

- 7月8日 [バルファン クリスチャンディオールの「DIOR」の商標について申立てを受理しました。](#)
- 6月26日 [ミネトンカ モカシン カンパニー インコーポレイテッドの「MINNETONKA」等の商標について申立てを受理しました。](#)
- 6月26日 [株式会社マッシュスタイルラボの「snidel」の商標について申立てを受理しました。](#)
- 6月24日 [日本テレビ放送網株式会社の映画著作物「明日、ママがいない」等にかかる著作権について申立てを受理しました。](#)
- 6月19日 [ヴェラ・ブラッドレイ・デザインズ・インコーポレイテッドの「Vera Bradley」に関する商標について申立てを受理しました。](#)
- 6月12日 [株式会社ツアー・アンド・ワンの「M・U SPORTS」の商標について申立てを受理しました。](#)
- 6月10日 [パナソニック株式会社の意匠権に係る申立てにつき、侵害理由の追加を受理しました。](#)
- 6月4日 [任天堂株式会社の絵画の著作物「ピカチュウ」に係る著作権について申立てを受理しました。](#)
- 6月3日 [任天堂株式会社の「ニンテンドーDS」に係る技術的制限手段について申立てを受理しました。](#)
- 6月3日 [YKK株式会社のスライドファスナー用チェーンに係る意匠について申立てを受理しました。](#)

過去の新着情報一覧へ

★ ピックアップ

For Right holders

- Provides Information such as...
- IPR Border Enforcement Procedure
  - Information about Application for Suspension
  - Laws & regulations, Customs form
  - Contact point (IPR Section)
  - Q&A
- etc.



# Thank you for your attention.



Japan Custom's official character  
"Custom-kun"

For more information,

<http://www.customs.go.jp/english/index.htm>