



Shenzhou IP Law Firm

Schedule of Charges for IP Matters in China

(Effective as of January 1, 2019)

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Shenzhou IP Law Firm

Room 1809 -1812, Yinglong Building,
No. 6025, Shennan Ave, Futian District,
Shenzhen , China, 518040.

TEL: +86 755 83991522

FAX: +86 755 83990133

E-Mail: China-ip@szproperty.com

China-ip8@szproperty.com

Website: www.szproperty.com

Trademark in China

Registrability Search and providing legal opinion	Official Fees USD	Attorney Fees USD
1. Simple search for word mark	-	Free
2. Search for a word mark in one class	-	80
3. For each additional class	-	50
4. Search for a design mark in one class	-	100
5. For each additional class	-	80
Application for trademark registration		
6. Filing an application for one mark in one class	45	280
7. For each additional class	45	200
8. For each additional goods or service exceeding 10 items	4.5	2
9. Claiming priority and filing priority document	-	50
Response to office action		
10. Reporting office action with advice, drafting and filing response for one mark in one class	111	400
11. For each additional class	111	300
Renewal		
12. Filing an application for renewal for one mark one class	148	250
13. For each additional class	148	200
14. Late filing of renewal documents per class during grace period	37	50
15. For each additional class	37	50

Guide to Application for Trademark

1. Required information and documents:

- a. Applicant's name and address.
- b. Goods and / or services, sample of trademark.
- c. A copy of business license if applicant is a company, signed or stamped, a signed copy of ID card or passport if the applicant is a natural person. A scanned copy of either of them is enough.
- d. Power of Attorney, signed or sealed by the applicant (Notarization or legalization is not required).
- e. Priority document, a scanned copy in color is enough if provided before filing, or an original copy is required with 3 months of application.

2. Application procedures:

- a. Filing receipt issued in about 2 days from the date of filing a TM application.
- b. Substantive examination of the TM application begins in about 6 months from date of filing.
- c. The trademark to be published for 3 months after passing the substantive examination. If no opposition received, CNIPA will grant an certificate for the trademark.
- d. If everything goes smoothly, TM registration certificate to be issued in about 10~12 months from the date of filing.

- 3. Fee for filing a trademark application in 1st class:**(If everything goes smoothly, no priority claimed, within 10 items of goods/service)
 Filing fee:45 USD (official fee) + 280 USD (attorney fee) = 325 USD,which including the shipping cost of certificate.

4. Term of validity for trademark:

A trademark registration shall remain valid for a period of 10 years from the date of approval for registration ,
 Trademark renewal can be requested within 1 year before expiration.

Patent for Invention in China

Items	Official Fees USD	Attorney Fees USD
1. Filing an application (including publication fee)	140	600
2. Filing a PCT application for national phase entry (including publication fee)	140	650
3. Additional charge for claims in excess of 10, per claim	23	-
4. Additional charge for specification (including drawings)		
1) in excess of 30 pages, per page	8	-
2) in excess of 300 pages, per page	15	-
5. Claiming priority		
1) Claiming single conventional priority	12	50
2) Additional charge for each additional priority	12	30
6. Filing request for substantive examination	368	150
7. Response to examiner's report / office action	-	400~1200
8. Patent certificate fee	1	120
9. Annuities (per annum)		
1 st to 3 rd year	133	80
4 th to 6 th year	177	80
7 th to 9 th year	295	80
10 th to 12 th year	589	90
13 th to 15 th year	883	90
16 th to 20 th year	1177	90

Guide to Application for Invention Patent

1. Required information and documents:

- a. Applicant's name and address.
- b. Inventor's name and address.
- c. Specification, claims, abstract and drawings if any.
- d. Power of Attorney, signed or sealed by the applicant (Notarization or legalization is not required).
- e. A scanned copy of certified priority document (if any), which must be filed within 3 months from the Chinese filing date.

2. Application procedures:

- a. Filing of the application (please be noted: application must be filed in Chinese).
- b. After the a patent application passing preliminary examination, it will be published after 18 months from the priority date/ filing date; The applicant is also allowed to request earlier publication.
- c. Substantive examination request can be filed either at the same time of the new filing or after the new filing as long as within 3 years from the priority date. In case of requesting for substantive examination and requesting earlier publication at the same time of filing the new application, the application would be in good position of being examined as early as possible.
- d. After the request for substantive examination is made, the 1st office action can be expected in 12~15 months.
- e. If the office action is conquered, CNIPA will issue a notification to grant the patent right, within 2 months of receipt of the notification to grant the patent right, applicant pay annuity fee for the year in which the patent is granted, then CNIPA will issue an invention patent certificate, and register and announce it. The patent right for invention shall become effective as of the date of announcement.
- f. The grant of the patent right can be expected in 2~3 years after its entry into substantive examination.

3. Duration of a Patent for Invention:

The duration of an invention patent shall be 20 years from the date of application, which is subject to payment of annuity fee.

Patent for Utility Model in China

Items	Official Fees USD	Attorney Fees USD
1. Filing an application	75	400
2. Filing a PCT application for national phase entry	75	450
3. Additional charge for claims in excess of 10, per claim	23	-
4. Additional charge for specification (including drawings)		
1)in excess of 30 pages, per page	8	-
2)in excess of 300 pages, per page	15	-
5. Claiming priority		
1)Claiming single conventional priority	12	50
2)Additional charge for each additional priority	12	30
6. Response to examiner' s report / office action	-	300~800
7. Patent certificate fee	1	120
8. Annuities (per annum)		
1 st to 3 rd year	89	80
4 th to 5 th year	133	80
6 th to 8 th year	177	90
9 th to 10 th year	295	90

Guide to Application for Utility Model

1. Required information and documents:

- a. Applicant's name and address.
- b. Inventor's name and address.
- c. Specification, claims, abstract and drawings if any .
- d. Power of Attorney, signed or sealed by the applicant (Notarization or legalization is not required).
- e. A scanned copy of certified priority document (if any), which must be filed within 3 months from the Chinese filing date.

2. Application procedures:

- a. Filing of the application (please be noted: application must be filed in Chinese).
- b. The preliminary examination, including examination on formality issues and obvious substantive defects, starts within 3~6 months after an application filed.
- c. Where it is found after the preliminary examination that there is no reason to reject the application for patenting a utility model, CNIPA will make a decision to grant a patent for the utility model.
- d. After the CNIPA issues the notification to grant the patent right, within 2 months of receipt of the notification to grant the patent right, applicant pay annuity fee for the year in which the patent is granted, then CNIPA will issue a utility model patent certificate, and register and announce it. The patent right for Utility Model shall become effective as of the date of announcement.
- e. The whole process from application to receiving the certificate takes about 6~8 months in a smooth case.

3. Duration of a Patent for a Utility Model:

The duration of a patent for a utility model shall be 10 years from the date of application, which is subject to payment of annuity fee.

Patent for Design in China

Items	Official Fees USD	Attorney Fees USD
1. Filing an application	75	300
2. Adding one more design similar with the basic design	-	50
3. Claiming priority		
1) Claiming single conventional priority	12	50
2) Additional charge for each additional priority	12	30
4. Response to examiner's report / office action	-	300~600
5. Patent certificate fee	1	120
6. Annuities (per annum)		
1 st to 3 rd year	89	80
4 th to 5 th year	133	80
6 th to 8 th year	177	90
9 th to 10 th year	295	90

Guide to Application for Design

1. Required information and document:

- a. Applicant's name and address;
- b. Designer's name and address;
- c. Title of the design, drawings, a brief introduction of the design;
- d. Power of Attorney, signed or stamped by the applicant (Notarization or legalization is not required);
- e. A scanned copy of certified priority document (if any), which must be filed within 3 months from the Chinese filing date.

2. Application procedures:

- a. Filing of the application;
- b. The preliminary examination, including examination on formality issues and obvious substantive defects, starts within 3~6 months after an application filed;
- c. Where it is found after the preliminary examination that there is no reason to reject the application for patenting a design, the CNIPA will make a decision to grant a patent for the design;
- d. After the CNIPA issues the notification to grant the patent right, within 2 months of receipt of the notification to grant the patent right, applicant pay annuity fee for the year in which the patent is granted, then CNIPA will issue a design patent certificate, and register and announce it. The patent right for design shall become effective as of the date of announcement.
- e. The whole process from application to receiving the certificate takes about 6~8 months in a smooth case.

3. Duration of a Patent for Design:

The duration of a patent for design shall be 10 years from the date of application, which is subject to payment of annuity fee.

Other Fees		
Items	Official Fees USD	Attorney Fees USD
1. Translation fee (per 100 original words or characters)		
1) From English into Chinese	-	15
2) From Japanese into Chinese	-	13
3) From Korean into Chinese	-	15
4) From Russian into Chinese	-	23
5) From Chinese into English	-	15
6) From Chinese into Japanese	-	18
7) From Chinese into Korean	-	18
8) From Chinese into Russian	-	25
2. Late entering into national phase of PCT application	148	50
3. Registration of change of bibliographic data for inventor / applicant or patentee	30	100
4. Filing request for re-examination		
1) Invention	148	500
2) Utility Model or Design	45	400
5. Restoring right	148	150
6. Request for Patentability Evaluation Report		
1) Utility Model	353	150
2) Design	353	150
7. Filing request of invalidation		
1) Invention	442	hourly basis
2) Utility Model or Design	221	hourly basis
8. Delayed payment of annuity fee within six months	+25% surcharge	50
9. Postage	-	20~80