

Research Guide to Chinese Patent Law and Practice, 2nd Edition

Chinese Law Series Volume 18

By Robert H. Hu

Professor of Law at St. Mary's University in San Antonio, TX

- **The only comprehensive book on this topic** written in the English language
- Contains the **most authoritative information and sources** within the field of Chinese patent law
- Readers can **gain an in-depth understanding of Chinese patent law** as well as the resources to conduct quality research
- **Authored by an expert** in Chinese patent and IP law



About This Title

Research Guide to Chinese Patent Law and Practice provides an introduction and guide to the Chinese patent law system and the process of legal research on patent law from the perspective of an American legal scholar or professional. It describes the legislation, regulations, administration, and court system in regard to patent creation and protection in China. It discusses all relevant information systems, publications, and resources necessary for a complete understanding and knowledge to conduct research on Chinese patent law and protection. This book includes a comprehensive chronology of the development of the patent law system, a table of primary statutes and regulations, a table of relevant international treaties and agreements, a table of important court decisions, and much more.

What's New in This Edition?

- 20 years of updates and revisions
- A new organization of chapters that present content with increased clarity
- A new chapter on judicial cases with annotations
- An enhanced chapter on law and economic statistics
- An expanded list of Chinese patent law firms
- A new bibliography

Who Is This Book For?

- Professors, students, and researchers in fields of intellectual property law, international/comparative law, and international relations
- Intellectual property lawyers
- American companies doing business in China
- Academic/law librarians in international law instruction
- Librarians in law firms with transnational practices

Table of Contents

FOREWORD

Chapter One. Introduction

- I. The Background
 - II. Study of China's Patent System: The Challenges
 - III. The Legal Relations of Domain Name Rights
 - IV. Goals and Objectives of the Guide
- Further Readings

Chapter Two. Overview of the Chinese Legal System

- I. Introduction: Chinese Government and Lawmaking
 - II. Legal Norms and Their Formation
 - III. The Judiciary
 - IV. International Aspects
- Further Readings

Chapter Three. Overview of the Chinese Patent System

- I. Patent Legislation
 - II. Patent Regulations
 - III. Snapshot of the Patent Law (2020 amendment)
 - IV. Patent Administration
 - V. Patent Litigation
- Further Readings

Chapter Four. Patent Litigation and Court Decisions

- I. Overview of the Chinese Judicial System
 - II. Intellectual Property Trials under the Chinese Court System
 - III. Patent Litigation: The Substantive Laws & Procedural Rules
 - IV. How the Court Cases Were Selected
- Further Readings

Chapter Five. International Agreements

- I. Introduction
 - II. Approval of International Agreements Under the Domestic Chinese Law
 - III. Force and Effect of International Agreements Under Chinese Law
 - IV. Multilateral Conventions and Agreements
 - V. Bilateral Treaties and Agreements
 - VI. Chinese Treaties and Agreements on the Internet
- Further Readings

Chapter Six. How to Conduct Patent Search

- I. Introduction: China's Patent Search System
- II. Searching Chinese Patents

Chapter Seven. Databases and Websites for Research

- I. Introduction
- II. Online Research Guides and Websites in the United States
- III. Commercial, Fee-Based Databases
- IV. Free China-Based Websites

Chapter Eight. Government Agencies, Organizations, and Legal Experts

- I. Chinese Government Agencies
- II. United States Government Agencies
- III. United States Trade and Non-profit Organizations
- IV. Academic Institutions
- V. China-Based Patent Law Experts

Chapter Nine. Law and Economic Statistics

- I. Introduction: China's IP Picture At a Glance
- II. Where to Find the Statistics
- III. Chinese Government Published Sources
- IV. United States Government Sources
- V. Non-Government Sources and News Media
- V. Selected Statistical Tables and Compilations

Chapter Ten. Selected Bibliography

- I. Patent
- II. Copyright
- III. Trademark
- IV. International Relations
- V. General Discussion

Appendix 1: Patent Law of the People's Republic of China

Appendix 2: Rules for the Implementation of the Patent Law of the People's Republic of China

Appendix 3: Economic and Trade Agreement Between the United States and China (2020)

Appendix 4: Chinese Patent Law Firms and Intellectual Property Agencies

INDEX

PHOTOGRAPHS

ACKNOWLEDGEMENTS

Research Guide to Chinese Patent Law and Practice, 2nd Ed.

About the Author



Robert H. Hu is a Professor of Law at St. Mary's University in San Antonio, Texas. He served as the Director of the Sarita Kenedy East Law Library at St. Mary's University from 2005 to 2021. Born and raised in China, he holds a LL.B. from Peking University and a LL.M., MS (Library and Information Science), and Ph.D. (Education) from University of Illinois at Urbana-Champaign. In 2005, he joined St. Mary's University after having worked as a law librarian and administrator at four other law schools across the United States, which included College of William and Mary, Wake Forest University, Gonzaga University, and Texas Tech University.

Professor Hu teaches courses including Trademark and Unfair Competition Law, International Intellectual Property Law, Conflict of Laws, and Advanced Legal Research. He also directs the study abroad in China program for St. Mary's Law School. He is author of several books: *Guide to China Copyright Law Studies* (William S. Hein & Co., 2000), *Research Guide to Chinese Patent Law and Practice* (William S. Hein & Co., Inc., 2002), *Research Guide to Chinese Trademark Law and Practice* (Carolina Academic Press, 2009), and *Research Guide to Chinese Copyright Law, 2nd Edition* (William S. Hein & Co., Inc., 2016). In addition, Professor Hu has published articles on Chinese intellectual property law, American legal research, and law library management. Professor Hu is an elected member of the American Law Institute (ALI). He is a member of the American Association of Law Schools (AALS), the American Bar Association (ABA), and the American Association of Law Libraries (AALL). He was a Fulbright scholar in the United States.

Research Guide to Chinese Patent Law and Practice, 2nd Edition

Chinese Law Series, Volume 18

Item #: 1007032

ISBN: 978-0-8377-4264-9

Pages: xlv, 351p. (396p. total)

1 Volume, paper.....\$125.00

Published: Getzville; William S. Hein & Co., Inc.; 2022



✉ customerservice@wshein.com

📞 800-828-7571

*Standing order customers automatically receive this title



William S. Hein & Co., Inc.
2350 N. Forest Rd. Getzville, NY 14068
Ph: 716-882-2600 • Toll Free: 800-828-7571 • International: +1 716 882 2600 • Fax: 716-883-8100
marketing@wshein.com • www.wshein.com