

### 3 Trademarks

The JPO has been implementing various initiatives including accelerated examinations, fast track examinations, quality management, and protection of regional collective trademarks in order to appropriately protect trademarks, and to improve convenience for users.

#### 1) Examination Performance

In order to promptly and appropriately protect users' trademarks and contribute to smooth business activities, the JPO is working to make examinations more efficient and reinforce the examination system. In FY2018 (April 2018–March 2019), the JPO achieved the “first action pendency” (FA pendency) and “total pendency” periods shown in Figure 2-1-11. In addition, as Figure 2-1-12 shows, the number of FA in 2019 was 134,834\*2. [Figure 2-1-11][Figure 2-1-12]

#### 2) Accelerated Examination

Under certain conditions, the JPO offers an accelerated examination system that, upon the request of the applicant, expedites the commencement of an examination (for further details, please see “Outline of Accelerated Examinations and Accelerated Appeal Examinations for Trademarks”\*3 at the JPO website).

- The number of requests for accelerated examinations in 2019 was 8,110, an increase of approx. 54% over the previous year. [Figure 2-1-13]
- In 2019, first action pendency from request for accelerated examination was 1.7 months on average.

### 3 商標

特許庁では、適切な商標の保護やユーザーの利便性向上のため、早期審査、ファストトラック審査、品質管理、地域団体商標の保護等、種々の取組を実施している\*1\*2。

#### 1) 審査実績

ユーザーの商標を迅速・適切に保護し、円滑な事業活動に資するべく、審査の効率化・審査体制の強化を進めており、2018年度（2018年4月–2019年3月）は、2-1-11図のとおり「一次審査通知までの期間」（FA期間）及び「権利化までの期間」を達成した。また、2-1-12図のとおり、2019年のFA件数は134,834件であった。[2-1-11図][2-1-12図]


#### 2) 早期審査

一定の要件の下で、出願人からの申出を受け審査を通常に比べ早く行う早期審査制度を実施している（詳細は特許庁HP「商標早期審査・早期審理の概要」を参照\*3。）。

- 2019年における早期審査の申出件数は、前年比約54%増加となる8,110件。[2-1-13図]
- 2019年は、早期審査の申出から一次審査結果の通知までの期間は平均1.7か月。

\*1  「新しいタイプの商標の保護制度」  
日本語  
<https://www.jpo.go.jp/system/trademark/gaiyo/newtype/index.html>

\*2 See Part 2, Chapter 1, 3.6 “Regional Collective Trademarks”.  
第2部第1章第3節第6項「地域団体商標」参照

\*3  “Outline of Accelerated Examinations and Accelerated Appeal Examinations for Trademarks”  
English  
[https://www.jpo.go.jp/e/system/trademark/shinsa/outline\\_accelerated\\_trademark.html](https://www.jpo.go.jp/e/system/trademark/shinsa/outline_accelerated_trademark.html)


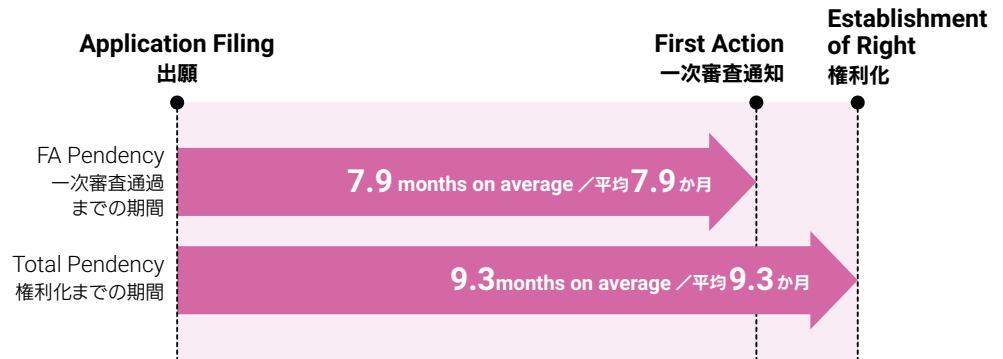
 「商標早期審査・早期審理の概要」  
日本語  
<https://www.jpo.go.jp/system/trademark/shinsa/soki/shkouhou.html>

Figure 2-1-11 | 2-1-11 図

### FA Pendency and Total Pendency for Trademark Examinations in FY2018

2018年度における商標審査のFA期間及び権利化までの期間



Note: • The FA pendency is the period from the application filing until the JPO sends the first notice of examination results to the applicant, etc. (for the most part, either a decision of registration or a notice of reasons for refusal) (excluding applications related to non-traditional trademarks and regional collective trademarks<sup>1</sup>).

• The total pendency is the period from the application filing to the registration (excluding applications related to non-traditional trademarks and regional collective trademarks, as well as cases in which applicants are required to respond to the second notices from the JPO for amendments submitted by the applicants within a certain period).

備考: • FA期間は、出願から審査官による審査結果の最初の通知(主に登録査定又は拒絶理由通知書)が出願人等へ発送されるまでの期間(新しいタイプの商標及び地域団体商標に係る出願を除く。)

• 権利化までの期間は、出願から最終処分までの期間(新しいタイプの商標及び地域団体商標に係る出願を除く。また、出願人が制度上認められている期間を使って補正等を行うことによって特許庁から再度の応答等を出願人に求めるような場合等を除く。)

Figure 2-1-12 | 2-1-12 図

### Number of FAs and Decisions of Registration for Design Examinations

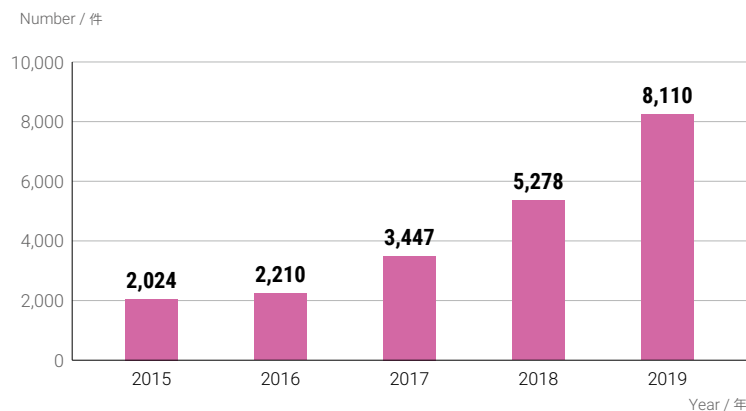
商標審査のFA件数及び登録査定件数の推移

Year / 年	2015	2016	2017	2018	2019
<b>Number of FAs FA件数</b>	<b>111,831</b>	<b>131,624</b>	<b>126,407</b>	<b>137,463</b>	<b>134,834</b>
<b>Number of Decisions of Registration 登録査定件数</b>	<b>100,244</b>	<b>113,025</b>	<b>115,754</b>	<b>119,610</b>	<b>117,186</b>

Figure 2-1-13 | 2-1-13 図

### Number of FAs and Decisions of Registration for Trademark Examinations

商標早期審査の申出件数の推移



Note: The number of requests for accelerated examinations is the number of applications for which "Explanation of Circumstances Concerning Accelerated Examination" was submitted.

備考: 早期審査の申出件数は、「早期審査に関する事情説明書」が提出された出願の件数。