

# Hong Kong Standard Patent

A standard patent in Hong Kong is obtained by the way of the registration of a designated patent issued by one of following three designated Patent Offices:

- The State Intellectual Property Office (SIPO);
- The European Patent Office (EPO), in respect of a patent designating the United Kingdom; and
- The United Kingdom Patent Office (UKPO).

To seek patent protection in Hong Kong, the applicant shall follow **a two-stage registration procedure**.

**Stage 1** filing **a request to record** within 6 months from the date of the publication of designated patent application. ([Click here for flowchart of the examination and publication process](#))

**Stage 2** filing **a request for registration and grant** within 6 months from the announcement date of grant of designated patent. ([Click here for flowchart of the examination, grant and publication process](#))

The protection term of a standard patent is 20 years from the filing date of the designated patent. A standard patent once granted in Hong Kong is an independent patent, not dependent on the validity of the designated patent in China, UK, or EPO.

# Hong Kong Short-Term Patent

An application for a short-term patent can be filed directly in Hong Kong, if Applicant can provide a search report issued from one of the designated searching authorities and the application meets the formality requirements.

The Hong Kong Patent Registry only carries out the formality examination, and does not conduct substantive examination to the novelty and inventiveness of the short term patent application.

Where a Convention priority is claimed, a certified priority document should be submitted within three months from the Hong Kong Filing Date; and if the certified priority document is in a language other than Chinese and English, a verified translation should be attached to the priority document.

It will generally take about 3 to 8 months to obtain a short-term patent.

The protection time of a short-term patent is 4 years from the Hong Kong filing date, and it is renewable for another four years, making a total of 8 years.

# Hong Kong Design

An application for protection of design can be filed directly in Hong Kong by submitting a proper Application Form containing Applicant's name and address, as well as a set of clear representations of the design (drawings or photos) plus a statement of novelty.

The features of the design for which novelty is claimed are the shape and configuration and/or pattern and ornamentation, as appropriate; said design being applied to an article by any industrial process.

More than one design can be included in one application if the designs relate to the same Locarno class, or the same set of articles.

Where a Convention priority is claimed, a certified priority document should be submitted within not more than three months from the Hong Kong Filing Date; and if the certified priority document is in a language other than Chinese and English, a verified translation should be attached to the priority document.

It will generally take about 3 to 8 months to obtain a design registration.

Industrial Designs in Hong Kong are valid for 5 years, plus four renewals (5 years each), making a total of 25 years.