

China's 2010-11 Intellectual Property Rights (IPR) Campaign: Implementing Details from PRC Government Agencies and Provinces

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I. Joint Implementation Efforts

	PRC Agencies	Focus of IPR Campaign Work	Link
•	Ministry of Commerce (MOFCOM)	• Strengthen supervision of online shopping platforms;	www.mofcom.gov.cn/aarticle/
•	Ministry of Industry and Information	 Strengthen supervision of online shopping groups; 	ae/ai/201012/20101207344331
	Technology (MIIT)	 Establish a commodity access system; 	<u>.html</u>
•	Ministry of Public Security (MPS)	Require law enforcement agencies to strengthen	
•	People's Bank of China (PBOC)	efforts to combat relevant criminals;	
•	General Administration of Customs	Strengthen guidance for consumers;	
•	State Administration of Industry and	Strengthen publicity for IPR protection;	
	Commerce (SAIC)	Set up a long-term mechanism to protect IPR in	
•	Administration of Quality Supervision,	online shopping.	
	Inspection and Quarantine (AQSIQ)		
•	General Administration of Press and		
	Publication (GAPP)		
•	State Intellectual Property Office (SIPO)		

II. Individual Central Government Agencies

PRC Agency	Focus of IPR Campaign Work	Link
MIIT	Strengthen local cooperation among SAIC, AQSIQ, MPS, MOFCOM,	www.miit.gov.cn/n11293472/n11293832/
	Customs, and SIPO;	<u>n12843926/13578585.html</u>
	Guide companies to respect IPR through education and training in key	
	regions and companies of exported products;	
	Further cooperate with local AQSIQ agencies;	
	Urge producers that export goods to Africa to make commitment to their	
	products' quality in provinces such as Guangdong, Jiangsu, Fujian and	
	Zhejiang.	
Ministry of	Strengthen agricultural source management, especially in seed	www.moa.gov.cn/govpublic/KJJYS/2010
Agriculture (MOA)	production;	<u>12/t20101223_1796033.htm</u>
	Strengthen spot checks for key species, areas, and companies;	
	Focus on investigating illegal cases;	
	Strengthen publicity for the campaign.	
MOFCOM	Focus on IPR infringement and counterfeiting of exports;	http://bgt.mofcom.gov.cn/aarticle/c/d/201
	Tackle IPR infringement and counterfeiting products sold through	<u>012/20101207284507.html;</u>
	television, telephone, and the Internet;	www.mofcom.gov.cn/aarticle/ae/ai/20110
	Strengthen regulation and management for trade and logistics	<u>1/20110107387392.html</u>
	companies;	
	Improve IPR protection mechanism abroad;	
	Build up a long-term system and management mechanism to protect	
	IPR;	
	• Promote companies to build up self-discipline for IPR infringement;	
	Strengthen promotion and guidance for public opinions.	
Ministry of Culture	Combat "private servers" and "plug-ins" for online games;	www.ccnt.gov.cn/xxfb/zwxx/ggtz/201011
(MOC)	Clean up the music-on-demand system;	/t20101111_84587.html
	Thoroughly investigate online music piracy;	
	Investigate illegal animation and gaming products;	
	Investigate fake artwork;	
	Combat counterfeit lip-sync and performance products;	

	• Screen the film and television servers of Internet cafés.	
Ministry of Health	Combat online sales of counterfeit drugs;	www.moh.gov.cn/publicfiles/business/ht
(MOH)	• Regulate the distribution of drug information and sales on the Internet;	mlfiles/ldsml/pldhd/201011/49849.htm
	• Strengthen dynamic monitoring of drug information and trading on the Internet;	
	 Investigate and punish the illegal distribution of counterfeit drug information on the Internet; 	
	• Develop an enforcement mechanism for drug production and operation along with this campaign.	
Ministry of Justice	• Acknowledge importance of the campaign to crack down on IPR	www.sdlawyer.org.cn/001/001011/23522
(MOJ)	infringement and counterfeit and shoddy products;	<u>09267276.htm</u>
	• Guide defense lawyers in cases involving IPR infringement and	
	counterfeit products, as well as other tasks in the campaign;	
	• Strengthen leadership, mobilization, organization, and coordination of	
	defense lawyers for the campaign.	
MPS	• Continue the "Sword Campaign" to combat IPR violations involving the infringement of copyrights, trademarks, patents, and new plant varieties, as well as the production and sale of shoddy goods;	www.mps.gov.cn/n16/n1237/n1342/n803 680/2567476.html
	 Combat the copying of pirated books, and audio, video, and software products; 	
	• Fight infringement of international and domestic well-known brands;	
	• Limit the production and sale of counterfeit drugs, food, and agricultural products;	
	• Clamp down on IPR crimes involving the Internet;	
	Limit crimes related to commercial bribery.	
Ministry of Science and Technology	 Acknowledge the important role of IPR in protecting and stimulating scientific innovation; 	www.most.gov.cn/fggw/zfwj/zfwj2010/2 01012/t20101227_83992.htm
(MOST)	• Cooperate with relevant departments to carry out the campaign;	
	• Improve mechanisms to further strengthen IPR guidance for science and technology work;	
	 Strengthen services to enhance IPR management abilities; 	
	 Use publicity to foster a favorable environment for IPR development. 	
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GAPP	Conduct a special inspection of print and publications, CDs, computer	www.gapp.gov.cn/cms/html/205/2079/20
	software, packaging, and trademark labels;	<u>1011/705941.html</u>
	Investigate illegal printing and label sales.	
AQSIQ	Control market entry and strengthen post-market surveillance and	www.aqsiq.gov.cn/ldzz/zqr/ldhd/201011/t
	inspection;	20101110_167944.htm
	Focus on certain products, including auto parts, cell phones, and bulk	
	exports, as well as certain regions and problems;	
	 Focus on law enforcement and help implement stricter punishments; 	
	Build up a long-term mechanism to improve the effectiveness of anti- counterfeiting work.	
SAIC		www.saic.gov.cn/ywdt/gsyw/zjyw/xxb/20
SAIC	 Investigate violations of foreign trademarks and well-known trademarks; Curb malicious preemptive trademark registration; 	1011/t20101124_102369.html
	• Strengthen source management for illegal printing, illegal trademark use,	
	and counterfeiting of names, and for packaging and decoration of	
	brands.	
State Administration	Promote the construction and implementation of an IPR protection	http://sarftlaw.cn/gzdt/201011/t20101120
of Radio, Film, and	system in radio and television;	<u>507352865.html</u>
Television (SARFT)	 Encourage IPR innovation in radio, film, and television; 	
	 Promote IPR use in radio, film, and television; 	
	• Enhance IPR protection in radio, film, and television;	
	• Improve IPR management in radio, film, and television;	
	Strengthen IPR publicity, and strengthen international cooperation and	
	cultural exchanges.	
State Food and Drug	Take responsibility for IPR protection of drugs and build broad	www.sda.gov.cn/WS01/CL0050/57018.ht
Administration	cooperation with companies;	<u>ml</u>
(SFDA)	 Encourage companies to enhance IPR protection awareness; 	
	 Listen to opinions and suggestions from drug producers. 	
SIPO	Crack down on repeated, collective, and malicious patent infringement	www.ndrc.gov.cn/xxfw/fgdt/t20101109_
	and counterfeiting acts;	<u>379610.htm</u>
	• Use the "12330" hotline and IPR aid centers effectively;	
	Strengthen IPR law enforcement for exhibitions;	
	• Succeed in IPR law enforcement work involving foreign companies;	

	• Strengthen cross-sector and cross-regional law enforcement cooperation;	
	Promote the coordination of administrative enforcement and judicial	
	protection;	
	Promote more publicity for the campaign.	
State-Owned Assets	Carry out self-examinations of IPR among companies;	www.sasac.gov.cn/n1180/n1566/n11183/
Supervision and	 Promote use of genuine software in enterprises; 	<u>n11229/7760069.html</u>
Administration	Further strengthen the making and implementation of enterprise IPR	
Commission	strategies;	
(SASAC)	• Cooperate with other departments to combat IPR infringement;	
	Set up a long-term mechanism for corporate IPR work.	
Supreme People's	Punish criminals who infringe IPR or sell counterfeit and shoddy goods,	www.court.gov.cn/xwzx/yw/201012/t201
Court (SPC)	according to relevant laws;	01202_11687.htm
	Accelerate trials and judgments involving IPR infringement and the sale	
	of counterfeit and shoddy goods;	
	Mitigate economic conditions that promote repeat offenses;	
	Strengthen coordination with relevant departments such as the Ministry	
	of Public Security and the Supreme People's Procuratorate;	
	Study the issues raised during trials and release further measures to	
	address these problems.	
Supreme People's	Combat infringement of copyrights, trademarks, patents, and new plant	www.spp.gov.cn/site2006/2010-12-
Procuratorate (SPP)	varieties in the publication, entertainment, high technology, and	02/0002130129.html
	agricultural industries;	
	Curb the copying of pirated books, audio and video products, and	
	software;	
	• Limit infringement of international and domestic well-known brands;	
	Halt the production and sale of counterfeit drugs, foods, and agricultural	
	products;	
	• Reduce crimes involving product sales via the Internet, communication,	
	and television;	
	Combine SPP campaigns with the "special oversight action to suspected	
	criminal cases transferred from administrative enforcement organs,"	
	carried out with MPS, MOS, and MOFCOM.	

III. Provinces and Municipalities

Province	Focus of IPR Campaign Work	Link
Anhui	Focus on food and drug safety;	www.ahzwgk.gov.cn/xxgkweb/showGK
	 Protect well-known and famous trademarks; 	content.aspx?xxnr_id=70492
	Build an accountability system for authorities, with government agencies	
	accountable for malpractice if severe infringement occurs in their areas.	
Beijing	• Focus on apparel, electronic products, building materials, restaurants,	www.beijing.gov.cn/zfzx/qxrd/mtgq/t11
	hotels, tourist attractions, auto parts, and printing enterprises;	<u>40851.htm</u>
	Push all departments to coordinate with each other to construct a long-	
	term IPR protection mechanism.	
Chongqing	Build a system to account for companies' intellectual property credit	www.cq.gov.cn/gw/FaguiQuery/GwSho
	records;	wWithLogo.aspx?gwz=%E6%B8%9D%
	Establish an intellectual property tribunal combining civil, criminal, and	E5%8A%9E%E5%8F%91&gwnh=2010
	administrative IPR cases;	<u>&gwqh=359</u>
	Offer rewards for filing complaints and reports of IPR infringement	
Fujian	• Strengthen regulations on exports and imports, and IPR protection on the	www.sipo.gov.cn/sipo2008/dtxx/gn/2010
	Internet;	/201011/t20101111_546954.html
	• Strengthen criminal punishment for IPR infringement;	
	• Require government agencies to use genuine software;	
	• Strengthen publicity for the campaign;	
	Strengthen leadership and coordination on IPR issues.	
Gansu	• Carry out 10 additional issue-specific campaigns (listed in the work-plan	www.gsei.com.cn/html/wjhb_694_12152
	with delegation of authority to specific government agencies);	<u>5.html</u>
	Promote use of legitimate software for large and medium-sized	
	companies, in addition to government agencies.	
Guangdong	Regulate printing, copying, and pre-installed software on computers;	www.gapp.gov.cn/cms/html/21/511/201
	Reduce infringement and piracy in books, software, audio, and video	<u>011/705990.html</u>
	products;	
	• Inspect books, software, audio, and video markets;	
	Actively supervise video and e-commerce websites;	
	 Promote genuine software usage in government agencies. 	

Guangxi	Complete software legalization before the end of October 2011 within	Provided by MOFCOM
	government agencies at three levels: national, provincial, and municipal.	
Guizhou	Set up a supervisory team for the campaign, to supervise a variety of	www.hlj.gov.cn/wjfg/system/2010/12/06
	areas, including whether departments and local governments have made	<u>/010122284.shtml</u>
	implementation plans for the campaign, designated key agencies, carried	
	out specific measures, and addressed effects and problems.	
Hainan	• File a monthly report to MOFCOM about the campaign's achievements.	Provided by MOFCOM
Hebei	• Focus geographically on Beijing, Tianjin, and their surrounding areas, as	Provided by MOFCOM
	well as the region along the Beijing-Shanghai railway;	
	• Set specific focuses for 10 cities, including Qinhuangdao (focusing on	
	counterfeit wine and the wine-trademark infringement) and Baoding	
	(focusing on counterfeit bags and textile products);	
	• Establish a demonstration unit for non-counterfeit-patents;	
	• Follow a specific timeline for implementation: initial investigation	
	(October 2010); detailed investigation and inspection (November-	
	December 2010); crackdowns on infringement (January-February 2011);	
	consolidation of results (March 2011).	
Heilongjiang	Focus on copyrights, trademarks, patents, geographical indications, and	www.hlj.gov.cn/wjfg/system/2010/12/06
	rights to new plant varieties;	<u>/010122284.shtml</u>
	Focus on concentrations of producers, goods distribution centers, border	
	regions, and franchise stores;	
	Focus on press and publications, entertainment, high technology, and	
	agriculture industries;	
	Focus on key products, including books, software, cell phones, drugs, and	
	seeds;	
	• Expose a number of important cases;	
**	Enhance the IPR protection awareness among producers and consumers.	1/8
Henan	Push local governments and departments to set individual management	http://henan.mofcom.gov.cn/aarticle/sjsh
	priorities and propose specific, workable, and practical measures to meet	angwudt/201011/20101107244830.html
	those priorities;	
	Focus on outstanding and influential markets, especially in key regions and fields:	
	and fields;	

	• Expose a group of illegal enterprises to enhance public awareness of IPR protection.	
Hunan	 Draft work-plans for varied departments as soon as possible; Strengthen the rectification of production; Supervise logistics and consumption based on local conditions; Build an effective mechanism to protect IPR and to combine campaign and daily work; Strengthen publicity for the campaign. 	www.sipo.gov.cn/sipo2008/dtxx/gn/2010 /201011/t20101124 550097.html
Inner Mongolia	(Plan has same goals/actions as the national plan, but with assignments to particular provincial agencies.)	Provided by MOFCOM
Jiangsu	 Encourage companies to commit to sell legitimate, legally-produced goods; Set up an IP pre-warning and assistance system for companies in foreign IP disputes; Promote software legitimization at the county, village, and township levels; Criticize government agencies where improvements in IPR enforcement are slow. 	www.jiangsu.gov.cn/tmzf/szfxxgk/szfxxgkml/szfbgtwj/zhjj/201011/P020101123 331363753430.doc
Jiangxi	(Plan has same goals/actions as the national plan, but with assignments to particular provincial agencies.)	Provided by MOFCOM
Jilin	(Plan has same goals/actions as the national plan, but with assignments to particular provincial agencies.)	Provided by MOFCOM
Liaoning	Improve the administration of trademark-printing enterprises by establishing a complete system for checking the credentials of trademark agents.	www.ln.gov.cn/zfxx/zfwj/szfbgtwj/2010 11/t20101117_590674.html
Ningxia	(Plan has same goals/actions as the national plan, but with assignments to particular provincial agencies.)	Provided by MOFCOM
Qinghai	(Plan has same goals/actions as the national plan, but with assignments to particular provincial agencies.)	Provided by MOFCOM
Shaanxi	 Enhance the awareness of the campaign; Foster a favorable environment to protect IPR; Work hard to construct a long-term mechanism to protect IPR; Focus on examples, propaganda, coordination, and communication. 	www.sipo.gov.cn/sipo2008/dtxx/gn/2010 /201011/t20101122_549612.html

Shandong	Combat all kinds of illegal publications and pirated CDs;	www.shandong.gov.cn/art/2010/11/17/ar
Shandong		<u>www.shahdolig.gov.ch/arv2010/11/17/ar</u> <u>t_956_4823.html</u>
		<u> </u>
	• Strengthen the management of bulk imports and exports;	
	• Combat counterfeit trademarks, packaging, and geographical indications;	
	Combat counterfeit patents and patent infringement;	
	Focus on commodity distribution centers and exhibitions;	
	• Focus on quality and safety supervision, especially in food and drugs;	
	Focus on important agricultural products like seeds;	
	Focus on online piracy;	
	Promote the linking of administrative and criminal enforcement.	
Shanghai	• Encourage commercial companies to commit to selling legitimate goods;	http://hi.baidu.com/huxley23/blog/item/2
	• Coordinate with other provinces and cites through existing channels (such	88a637fe32196fd2f73b35a.html
	as the "Yangzi Delta" and "16 Provinces and Cites" cooperation systems),	
	including by transferring cases among different jurisdictions.	
Shanxi	(Plan has same goals/actions as the national plan, but with assignments to	www.shouyang.gov.cn/jjswlsj/gzdt/2010
	particular provincial agencies.)	-12-24/238074.html
Sichuan	(Plan has same goals/actions as the national plan, but with assignments to	www.sc.gov.cn/zwgk/zcwj/zfwj/cbf/201
	particular provincial agencies.)	011/t20101111 1072013.shtml
Tianjin	• Focus on copyright, trademarks, patents and new plant varieties;	www.tj.xinhuanet.com/news/2010-
	Strengthen law enforcement in press and publication, culture and	11/16/content_21406608.htm
	entertainment, high technologies, and agriculture;	
	Focus on products such as books, software, auto parts, drugs, medical	
	devices, health foods, cosmetics, and seeds;	
	Strengthen regulation on product sources and the supervision of pre-	
	installed genuine operating systems on new computers;	
	Strengthen IPR protection for trade and the Internet;	
	Promote genuine software use in government agencies;	
	Explore and improve a long-term mechanism to protect IPR.	
Tibet	(Plan has same goals/actions as the national plan, but with assignments to	Provided by MOFCOM
	particular provincial agencies.)	
Xinjiang	Focus on regions including Ili, Urümqi, Kashgar, Karamay, and	www.xj.xinhuanet.com/2010-
	Bayingolin, as well as issues related to genuine software in Internet cafés	<u>12/02/content 21536230.htm</u>

	and KTV businesses;	
	• Strengthen source management of the printing and copying industries;	
	Regulate the book, software, video, and audio markets;	
	Combat infringement and piracy on the Internet;	
	Promote the use of genuine software in government agencies;	
	Strengthen awards for reporting illegal acts.	
Yunnan	Strengthen leadership and coordination among departments;	www.sipo.gov.cn/sipo2008/dtxx/gn/2010
	Foster a good environment through publicity;	/201012/t20101202_551914.html
	Promote the construction of a long-term mechanism.	
Zhejiang	Strengthen the regulation of the publication, printing, and copying	www.gapp.gov.cn/cms/html/21/511/201
	industries, and online IPR infringement;	<u>011/706710.html</u>
	Coordinate among multiple departments to promote genuine software	
	usage.	