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IP Australia

Contacts for Chinese IP Experts for Australian IP Owners

Protecting your IP rights in China can be a complex task and you need to be aware of differences between the IP systems in Australia and China. For instance, foreign applicants have been required to use an IP attorney firm approved by the Chinese government when applying for IP rights. You may wish to contact an international legal firm in China or seek advice from Chinese legal firms directly.

IP Australia is concerned to ensure businesses have options available to them about where to seek professional advice as research indicates it is very important that businesses have appropriate strategies in place to protect and enforce their IP rights in China.

The Australian legal firms listed below have indicated they have expertise in assisting clients protect their IP rights in China. Some of these firms cover all aspects of intellectual property and others are smaller firms with expertise in specific areas. IP Australia provides the names of these firms for information only and their listing does not indicate that IP Australia endorses them. Please carry out your own enquiries as to whether a particular firm will suit your needs. It is not an exhaustive list of experts in this area but may be helpful in assisting you to find appropriate legal advice for the China environment. We continue to welcome additions from other legal firms who may have expertise in the China IP environment.

Allens Arthur Robinson:

<http://www.aar.com.au/>

Chrysiliou Law :

<http://www.chrysilioulaw.com.au/>

Davies Collison Cave :

<http://www.davies.com.au/>

Eagar & Buck:

<http://www.enb.com.au/>

Freehills:

<http://www.freehills.com.au/>

Gilbert and Tobin:

<http://www.gtlaw.com.au/gt/site>

Griffith Hack:

<http://www.griffithhack.com.au/>

Gray & Perkins Lawyers:

<http://www.grayperkins.com.au/>

Gyngellslaw:

<http://www.gyngellslaw.com/>

Kelly & Co:

<http://www.kellyco.com.au/>

Hodgkinson McInnes Patents

<http://www.hmcip.com/>

Houlihan2:

<http://www.houlihan2.com/>

Hunt & Hunt:

<http://www.hunthunt.com.au/>



Australian Government

IP Australia

IP First:

<http://www.ipfirst.com.au/>

Mallesons:

<http://www.mallesons.com/>

MMLC:

<http://www.mmlcgroup.com/>

Nicholas Weston:

<http://www.nicholasweston.com/>

Philips Ormonde & Fitzpatrick:

<http://www.pof.com.au/>

Spruson & Ferguson:

<http://www.sprusons.com.au/>

Trade Marks Attorney Services:

<http://www.trademarksattorneyservices.com.au/>

Watermark:

<http://watermark.com.au/>

Wray & Associates:

<http://www.wray.com.au/>

You may also wish to refer to the following lists of legal firms on IP Australia's website:

http://www.ipaustralia.gov.au/resources/china_la_wfirms.shtml

http://www.ipaustralia.gov.au/resources/international_professionals.shtml

http://www.ipaustralia.gov.au/resources/professional_attorneys.shtml

Trade Mark/Patent Agencies in China

Companies seeking help with IP matters in China should consult with experienced law firms and trade mark or patent agents on how best to protect and enforce IP rights in China. It has been mandatory to use Chinese law firms and trade mark and patent agents to file applications

to register IP rights and file formal complaints with Chinese government agencies on behalf of foreign parties in China.

Following are examples of trade mark and patent agencies approved by the Chinese government to handle foreign applications. IP Australia lists the following firms on advice but does not necessarily endorse them. Therefore IP owners need to seek advice on whether these firms or others will meet their requirements.

Beijing Arete Intellectual Property Agency

Email: info@arete-ip.com

<http://www.arete-ip.com/e04.htm>

China Patent Agent-Beijing Office

Email: mail@cpahkLtd.com

Intellecpro

Email: info@intellecpro.com

<http://www.intellecpro.com/>

Janlea

Email: fr@janlea.com.cn

<http://www.janlea.com.cn/index.php?styleid=2&id=102>

Liu Shen & Associates

Email: mail@liu-shen.com

<http://www.liu-shen.com/english/index.asp>

Sanko & Co.,

Email: sanko@sankoco.com

<http://www.sankoco.com/english/>

CCPIT Patent and Trademark Law Office

Email: mail@ccpit-patent.com.cn

<http://www.ccpit-patent.com.cn/>

Zhongzi Law Office

Email: mail@zz-iplaw.com.cn

<http://www.zz-iplaw.com.cn>



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Law Firms

International law firms are typically instructed to manage enforcement efforts and provide more detailed advice on the intricacies of registration and protection of rights.

The list below is a selection of international firms that maintain offices in Hong Kong and mainland China and which have recognized expertise in providing advice on contentious and non-contentious intellectual property law matters in China. Again IP Australia lists the following firms on advice but does not necessarily endorse them. Therefore IP owners need to seek advice on whether these firms or others will meet their requirements.

Allbright Law Office:
www.allbrightlaw.com

Allens Arthur Robinson :
www.aar.com.au

Baker & McKenzie:
www.bakernet.com

Bird & Bird:
www.twobirds.com

Deacons:
www.deacons.com.au

Freshfields Bruckhaus Deringer:
www.freshfields.com

Gray & Perkins:
www.grayperkins.com.au

King & Wood:
www.kingandwood.com/

Lovells:
www.lovells.com

Mallesons Stephen Jaques:
www.mallesons.com

MMLC:
<http://www.mmlcgroup.com/>

Rouse & Co:
www.iprights.com

Simmons & Simmons:
www.simmons-simmons.com

Australian Government contacts:

IP Australia
47 Bowes St
Philip ACT 2606
Tel: +61 2 6283 2999
Fax: +61 2 6282 5810
www.ipaustralia.gov.au

IP Australia is responsible for administering legislation relating to patents, trade marks, industrial designs and plant breeders' rights.

Attorney-General's Department

Robert Garran Offices
National Circuit
Barton ACT 2600
Tel: + 61 2 6250 6666
www.ag.gov.au

The Attorney-General's Department is responsible for administering legislation relating to copyright and integrated circuit layouts.

International Intellectual Property Section

Department of Foreign Affairs and Trade
RG Casey Building
John McEwen Crescent Barton ACT 0221
Tel: +61 2 6261 1111
Email: ip@dfat.gov.au
www.dfat.gov.au/ip

Provides information on intellectual property and international trade.

www.dfat.gov.au/geo/china/fta

Provides information on progress with the Australia-China Free Trade Agreement.



Australian Government

IP Australia

Australian Embassy

<http://www.china.embassy.gov.au/bjng/trade.htm>

The Australian Embassy websites provides information and contact points for business.

The Australian Chambers of Commerce Beijing, Shanghai, Guangzhou and Hong Kong are able to provide general information and industry contacts in a particular region. The relevant websites maintained by these organizations are:

www.austcham.org (Beijing)

www.austchamshanghai.com (Shanghai)

www.austcham-southchina.org/ (Guangzhou)

www.austcham.com.hk (Hong Kong)

Austrade maintains offices in many of the major Chinese cities including Beijing, Shanghai, Guangzhou and Hong Kong. These offices are able to provide general information about intellectual property rights in China. Austrade also runs seminars in Australia from time to time on particular topics of interest to those doing business in China which touches on protection of intellectual property rights. Further information and contact details can be found on their website:

www.austrade.gov.au

Chinese Government Agencies:

State Intellectual Property Office (SIPO)

www.sipo.gov.cn

Chinese/English site, includes information on patents and design patents.

State Administration for Industry and Commerce (SAIC)

www.ctmo.gov.cn

Chinese/English site, includes information on trade marks and geographical indications protected through the certification trade mark system.

Chinese sites:

National Copyright Administration of China (NCA)

www.ncac.gov.cn

Administration for Quality Supervision, Inspection and Quarantine (AQSIQ)

www.aqsiq.gov.cn

Disclaimer: This information is intended to help the reader gain a basic understanding of where they may seek assistance in Australia and China on protecting IP rights in China. It is not designed to provide legal, business or other relevant professional advice. IP Australia recommends that you seek independent legal, business or other relevant specialist advice as necessary. This fact sheet has been developed in conjunction with Baker & McKenzie.

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