

02—02.2 U

Classification Table for

Trial and Appeal Decisions: Utility Models

(Application filed on or after January 1, 1994)

1. Classification Under Types of Cases (U . - ())

First digit (Types of industrial property rights)		Second digit (Types of instances)		Third – Fifth digits (Types of trials/appeals, etc.)	
U	Utility Model	1	Trial/Appeal (including Hantei (Advisory Opinion))	111	<Invalidation> All invalidated (Demanded on or before 2003)
		5	Retrial	114	All invalidated
				121	Partially invalidated (Demanded on or before 2003)
		9	Others	124	Partially invalidated
				2	Hantei (Advisory Opinion)
				<Exclusion • Recusation>	
				51	Exclusion
				52	Recusation
				8	Appel against the examiner's decision of refusal
				<Interlocutory decision>	
				91	Decision of approval/disapproval of intervention

				94	Decision of preservation of evidence
				95	Decision of approval/disapproval of succession

2. Classification Under Types of Holdings (U . - ())

(1) Invalidation of registration

Classification	Holdings
0	General proceedings (Appended table)
1	Utility Model Act Article 3 Requirements for registration
111	(1)(i) Publicly known
112	(1)(ii) Publicly worked
113	(1)(iii) Disclosed in a publication
121	(2) Inventive step
13	The body of (1) Articles
14	The body of (1) Industrial applicability
15	Inventor • Applicant
151	Utility Model Act Article 11 Joint application
152	Utility Model Act Article 37
	(1) (v) Application by a person who does not have a right to receive a Utility Model registration Application by non-inventor, a person who has not succeeded to the right
16	Utility Model Act Article 3-2 Secret prior art
161	Same device
162	Same inventor
163	Same applicant
2	Utility Model Act Article 4 Device which cannot be registered
24	“ Public order, morality, public health
4	Utility Model Act Article 7 Prior application

5	Utility Model Act Article 2-5	Enjoyment of rights by foreign nationals
51	(3)	
	Utility Model Act Article 37	Utility model registration in violation
	(1)(iii)	of any relevant treaty
	Utility Model Act Article	Violation of any relevant treaty after
	37 (1)(vi)	registration
531	Utility Model Act Article 5(4)	Improper description of details
		description of the invention (until June
		30, 1995)
534	Utility Model Act Article 5(5)	Improper description in formality of the
	(i)(ii), (6)	claims (until June 30, 1995)
535	Utility Model Act Article 5(5)	Improper description in formality of the
	(iii), (6)	claim (until June 30, 1995)
536	Utility Model Act Article 5(4)	Improper description of details
		description of the invention (until June
		30, 1995)
537	Utility Model Act Article 5(6)	Improper description of the claims
	(i)(ii)(iii)	
538	Utility Model Act Article 5(6)	Improper description in formality of the
	(iv)	claims
556	Utility Model Act Article 2-2(2)	Amendment to add new matters

(2) Hantei (Advisory opinion)

Classification	Holdings
0	General proceedings (Appended table)
1	Same
2	Use
9	Others

(3) Appended table (Sub-classification of general proceedings)

Classification	Holdings
0	General proceedings
01	Indication in a written request, Request
02	Interest, Eligibility of a party, Benefit of request
03	Application date, Priority date, Request date
04	Subject matter
05	Method of proceedings, Procedure of proceedings
06	Evidence
07	Prohibition of double jeopardy
08	Finding the gist
081	Right
082	Not Right
09	Others
091	Intervention
092	Opposition

A definition or an example of classification for general proceedings (→ 02-03 IV)

3. The First Auxiliary Classification (U . - ☐ ())

Classif ication	The First Auxiliary Classification (Conclusion of trial/appeal decisions, etc.).		
	Invalidation	Hantei (Advisory opinion)	Exclusion • Recusation, Approval/ disapproval of intervention
X	Dismissal by a trial decision	Dismissal of Hantei (Advisory opinion) (Article 135)	Dismissal by decision
XX	Dismissal by decision	Dismissal by decision (Article 133)	
XA	Necessary for correction Dismissal of a request for a trial (delete all claims under dispute by correction)		
Y	Do not invalidate		Approve, Permit
YA	Necessary for correction Do not invalidate	Belong (a request is accepted)	
YB		Belong (a request is not accepted)	
Z	Invalidate (all requests are approved)		Do not approve, Do not permit
ZA	Necessary for correction Invalidate (all requests	Do not belong (a request is accepted)	

ZB			
ZC	Invalidate (A request is partially accepted)	Do not belong (a request is not	
ZD	Necessary for correction Invalidate (A request is partially accepted)	accepted)	

(Revised December 2023)