

02—02.3 D
Classification Table for
Trial and Appeal Decisions: Designs

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

First digit (Types of industrial property rights)		Second digit (Types of instances)		Third – Fifth digits (Types of trials/appeals, etc.)	
D	Design	1	Trial/Appeal	11	<Invalidation> Invalidation (filed on or before 2003) Invalidation
		5	Retrial	113 2	Hantei (Advisory opinion)
		9	Others		<Exclusion • Recusation>
				51	Exclusion
				52	Recusation
				7	Appeal against the examiner's decision to dismiss amendment
				8	Appeal against the examiner's decision
				91	<Interlocutory decision> Decision of approval/disapproval of intervention
				93	Decision of dismissal of an amendment
				94	Decision of prevention of evidence
				95	Decision of approval/disapproval of succession

2. Classification Under Types of Holdings (D . - ())
 (1) Invalidation, Appeal against the examiner's decision

Classification	Holdings
0	General proceedings (Appended table)
1	Design Act Article 3 Requirements for registration
11	“ New
111	“(1)(i) Publicly-known (including similarity)
113	“(1)(ii) Disclosed in publication
12	“ Creation
121	“(2) Easily be created
13	“ the body of (1) Articles
14	“ Industrial applicability
15	Design Act Article 15 Joint application (→Patent Act Article 38) Design Act Article 17(4) Application filed by a non-creator who has not succeeded Design Act Article 48(1)(iii) Design registration registered by a non-creator who has not succeeded
16	Design Act Article 3-2 Requirements for registration(partial)
2	Design Act Article 5 Design which cannot be registered
24	“ (i) Public order, morality
25	“ (ii) Confusion with an article
26	“ (iii) Shape indispensable for functions
3	Design Act Article 10 Related designs (including similar designs)
4	Design Act Article 9 Prior application
5	Others
51	Design Act Article 68(3) Enjoyment of rights by foreign nationals (→Patent Act Article 25) Design Act Article 17(ii) Application in violation of any relevant treaty Design Act Article 48(1)(ii) Registered design in violation of any relevant treaty
52	Design Act Article 48(1)(iv) Violation of any relevant treaty after registration
6	Design Act Article 7 One application per design
62	Design Act Article 8 Design for a set of articles Design Act Article 8-2 Design for interiors

(2) Hantei (Advisory opinion)

Classification	Holdings
0	General Proceedings (Appended table)
1	Same • Similar
9	Others

(3) Appeal against examiner's decision to dismiss amendment, Decision to dismiss amendment

Classification	Holdings
0	General Proceedings (Appended table)
12	Drawings (including description of design) Articles (including description of articles)

(4) Appended table (sub-classification of general proceedings)

Classification	Holdings
0	General Proceedings
01	Indication of request, Request
02	Interest, Eligibility for being a party
03	Filing date, Priority date, Date of request
04	Subject matter
05	Method of proceedings, Proceeding procedures
06	Evidence
07	Prohibition of double jeopardy
08	Finding of the gist
081	Rights
082	Not rights
09	Others
091	Intervention
092	Opposition

3. The First Auxiliary Classification (D . — ())

Class ificat ion	The First Auxiliary Classification (Conclusion of trial and appeal decisions, etc.)				
	Invalidation	Appeal against the examiner's decision	Appeal against the examiner's decision to dismiss amendme nt	Hantei (Advisory opinion)	Exclusion • Recusation, Approval/disappr oval of intervention
W		Revoke and remand	Revoke		
WY		Revoke and register			
WZ		Do not register (A reason for refusal on the merits)			
X	Dismissal of the trial decision	Dismissal of the trial decision	Dismissal of the trial decision	Dismissal of the Hantei (Advisory opinion) (Article 135)	
XX	Dismissal of the decision	Dismissal of the decision	Dismissal of the decision	Dismissal of the decision (Article 133)	Dismissal of the decision
Y	Do not invalidate				Approve, Permit
YA				Belong (a request is approved)	
YB				Belong (a request is not approved)	

Z	Invalidate	Do not register	Do not revoke		Do not approve, Do not permit
ZA				Do not belong (a request is approved)	
ZB				Do not belong (a request is not approved)	

(Revised December 2023)