

25—01.3 P U D T

List of Important Time Limits (2)

(Trial for Invalidation, Trial for Correction, Trial for Rescission)

(Patents (Trial for invalidation, Trial for Correction))

Procedure	Legal provisions on which the procedure is based (application mutatis mutandis • similar laws/regulations)	Initial date	Time limit (extension)		Remarks
			Domestic resident	Overseas resident	
【 Legal period】					
Amendment of specification • claims • drawings attached to a trial for correction	Patent Act Article 17-5(2)	Time of demanding a trial for correction	Before arriving a notice of conclusion of trial proceedings (In case of reopen the proceedings, before arriving a notice of conclusion of trial proceedings after reopening)		

Request for correction after the decision to reverse the trial decision becomes final and conclusive	Patent Act Article 134-3 (2003) Article 134-3(1)	Fixed date of the decision	1 week	1 week	
Request for retrial	Patent Act Article 173(1)	Date that the reasons for retrial has been known after the decision is becomes final and conclusive	30 days (15-day extension by ex officio) *	30 days (60-day extension by ex officio)	
Action against the trial decision	Patent Act Article 178(3)	Date of service of a transcript of a trial decision	30 days (15-day additional time frame) *	30 days (90-day additional time frame)	
【 Designated time limit, etc.】					

Filing a request for correction	Patent Act Articles 134-2	Patent Act Article 134(1)	Date of dispatch of an invitation to reply (An invitation to reply after the second time or more by re-applying 134(1) is same as 134(2))	60 days or 75 days* Utility Model: 30 days or 45 days*	90 days Utility Model: 60 days	
		Article 164-2(2)	Date of service of a transcript of a trial decision	60 days or 75 days*	90 days	
		Articles 134(2) 153(2)	Date of dispatch of an invitation to reply Date of dispatch of a notice of reasons for invalidation	30 days or 45 days*	50 days	

Filing a request for correction at the commencement of the re-pending proceedings due to rescission of the trial decision		Article 134-3 (2003) Article 134-3(1) (2)	Date of dispatch of a notice of designated time limit for a request for correction	10 days or 25 days*	10 days	
Amendment for specification, claims, drawings attached to the request for correction	Patent Act Articles 17-5(2)	Patent Act Articles 134(1) 164-2(2)	<ul style="list-style-type: none"> • Date of dispatch of an invitation to reply (An invitation to reply after the second time or more by re-applying 134(1) is same as 134(2)) • Date of service of a transcript of the 	60 days or 75 days*	90 days	

			advance notice of trial decision			
		Patent Act Articles 134(2) 153(2) 134-2(5)	<ul style="list-style-type: none"> • Date of dispatch of an invitation to reply • Date of dispatch of a notice of reasons for invalidation • Date of dispatch of a notice of reasons for refusal of correction 	30 days or 45 days*	50 days	
Amendment for specification, claims, drawings attached to the request for correction	Patent Act Article 17-4(1)	Patent Act Article 134-3	Date of dispatch of a notice of designation time limit for a request for correction	10 days or 25 days*	10 days	

		(2003) Article 134-3(1) (2)				
Filing a first statutory reply	Patent Act Articles 134(1).174(3)		Date of dispatch of an invitation to reply	60 days or 75 days* Utility Model: 30 days or 45 days*	90 days Utility Model: 60 days	
Filing a statutory reply after the second time when an amendment changing the gist of reasons for request is approved and decided	Patent Act Article 134(2)		Date of dispatch of an invitation to reply	30 days or 45 days*	50 days	
Filing a written reply under Enforcement	Enforcement Regulations of the Patent Act Article 47-2(1)		Date of dispatch of an invitation to reply	30 days or 45 days*	50 days	

Regulations of the Act	Enforcement Regulations of the Patent Act Article 50-16				
Filing a reply by re-applying the regulations of an opportunity of a first statutory reply	Patent Act Article 134(1)	Date of dispatch of an invitation to reply	30 days or 45 days*	50 days	
Filing a written refutation	Enforcement Regulations of the Patent Act Article 47-3(1) Enforcement Regulations of the Patent Act Article 50-16	Date of dispatch of an invitation for refutation	30 days or 45 days*	50 days	

Filing a written opinion (statement of opinion)	Patent Act Articles 153(2), 134-2(5), 165	Date of dispatch of a notice of reasons for invalidation Date of dispatch of a notice of reasons for refusal for correction	30 days or 45 days*	50 days	
	Patent Act Articles 150(5), 174(3)(4)	Date of dispatch of results of ex officio examination of evidence or ex officio preservation of evidence	30 days or 45 days*	50 days	
Filing a statement of a request for intervention	Patent Act Articles 149(2), 174(3)	Date of dispatch of a notice of service of a duplicate of a request for intervention	15 days or 30 days*	25 days	

Filing a written reply to an inquiry	Patent Act Articles 134(4) 174(3)(4)	Date of dispatch of an inquiry	About 15 days or 30 days*	About 25 days	
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Order for formalities amendment	Patent Act Articles	Date of dispatch of an order			
	133(1)(2)				
	174(3)(4)	a. Insufficient payment of fees	10 days or 25 days*	10 days	
		b. Insufficient Power of Attorney (2 or more principals or agents)	10 days or 25 days* (20 days or 35 days*)	20 days 30 days	
		c. Violation of description requirements of reasons for a request for trial, the gist of and reasons for a request for correction	30 days or 45 days* 20 days or 35 days*	30 days 20 days	
		d. Other formality violation			

Written explanation	Patent Act Articles 18-2(2), 133-2(2), 174(3)(4)	Date of dispatch of a notice of reasons for dismissal	20 days	20 days	
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Filing a written reply for consent	Patent Act Articles 131-2(2), Enforcement Regulations of the Patent Act Article 47-4(1)	Date of dispatch of a notice of confirmation of consent	10 days or 25 days*	10 days	
Time limit of resumption by order	Patent Act Article 23(1)	Date of dispatch of an order of resumption	Appropriate time limit considering circumstances	Appropriate time limit considering circumstances	
Other procedures regulated in Enforcement Regulations of the Act	Enforcement Regulations of the proviso to the Patent Act Article 50(3), Enforcement Regulations of the Patent Act Article 50-8(1), the proviso to Article 58-2(1),	Date of dispatch of a notice, etc.	Appropriate time limit considering circumstances	Appropriate time limit considering circumstances	

	58-17(3), 60(1), etc.				
Filing a receipt of registered mail, etc.	Patent Act Articles 134(4), 174(3)(4)	Date of dispatch of a notice of request for submission of articles	10 days	10 days	

Note 1. * is for persons in remote areas or areas with transportation difficulties

(Design, Trademark (Trial for invalidation, Trial for Rescission))

Procedure	Legal provisions on which the procedure is based (application mutatis mutandis • similar laws/regulations)	Initial date	Time limit (extension)		Remarks
			Domestic resident	Overseas resident	
【 Legal period】					
Request for retrial	Design Act Article 58(1), Trademark Act Articles 61, 68(5), Supplementary Provisions of the Trademark Act Article 20	Date that the reason for retrial has been known after the decision becomes final and conclusive	30 days (15-day extension by ex officio) *	30 days (60-day extension by ex officio)	
Proceedings against the trial decision	Design Act Article 59, Trademark Act Articles 63, 68-5,	Date of service of a transcript of a trial decision, etc.	30 days (15-day additional time frame) *	30 days (90-day additional time frame)	

	Supplementary Provisions of the Trademark Act Article 22(2)				
【 Designated time limit, etc.】					
Filing a first statutory reply	Design Act Articles 52, 58(4), Trademark Act Articles 56(1), 61, 68(4)(5), Supplementary Provisions of the Trademark Act Articles 17(1), 20	Date of dispatch of an invitation to reply	40 days or 55 days*	70 days	
Filing a statutory reply after the second time when an amendment	Design Act Article 52	Date of dispatch of an invitation to reply	30 days or 45 days*	50 days	

changing the gist of reasons for a request of correction is approved and decided					
Filing a written reply under Enforcement Regulations of the Acts	Enforcement Regulations of the Design Act Article 19(8) Enforcement Regulations of the Trademark Act Article 22(6)	Date of dispatch of an invitation to reply	30 days or 45 days*	50 days	
Filing a reply by re-applying the regulations of an opportunity for a first statutory reply	Design Act Article 52, Trademark Act Articles 56(1), 61, 68(4)(5), Supplementary	Date of dispatch of an invitation to reply	30 days or 45 days*	50 days	

	Provisions of the Trademark Act Articles 17(1), 20				
Filing a written refutation	Enforcement Regulations of the Design Act Article 19(8) Enforcement Regulations of the Trademark Act Article 22(6)	Date of dispatch of an invitation for refutation	30 days or 45 days*	50 days	
Filing a written opinion (statement of opinion)	Design Act Article 52, Trademark Act Articles 56(1), 68(4), Supplementary Provisions of the Trademark Act Article 17(1)	<ul style="list-style-type: none"> • Date of dispatch of a notice of reasons for invalidation • Date of dispatch of a notice of results of 	30 days or 45 days*	50 days	

		proceedings by ex officio			
	Design Act Articles 52, 58(4), Trademark Act Articles 56(1), 61, 68(4)(5), Supplementary Provisions of the Trademark Act Articles 17(1), 20	Date of dispatch of results of examination of evidence or preservation of evidence	30 days or 45 days*	50 days	
Filing a statement of a request for intervention	Design Act Articles 52, 58(4), Trademark Act Articles 56(1), 61, 68(4)(5), Supplementary Provisions of the	Date of dispatch of a notice of service of a duplicate of a request for intervention	15 days or 30 days*	25 days	

	Trademark Act Articles 17(1), 20				
Filing a written reply to an inquiry	Design Act Articles 52, 58(4), Trademark Act Articles 56(1), 61, 68(4)(5), Provisions of the Trademark Act Articles 17(1), 20	Date of dispatch of an inquiry	About 15 days or 30 days*	About 25 days	
Order for formalities amendment	Design Act Articles 52, 58(4), Trademark Act Articles 56(1), 61, 68(4)(5), Supplementary Provisions of the Trademark Act Articles 17(1), 20	Date of dispatch of an order a. Insufficient payment of fees b. Insufficient Power of Attorney (2 or more principals or agents)	10 days or 25 days* 10 days or 25 days* (20 days or 35 days*) 20 days or 35 days*	10 days 20 days 30 days 20 days	

		c. Other formality violation			
	Design Act Article 52	<ul style="list-style-type: none"> • Date of dispatch of an invitation • Violation of description requirements of reasons for request 	30 days or 45 days*	30 days	
Filing a written reply for consent	Design Act Article 52, Enforcement Regulations of the Design Act Article 19(6)	Date of dispatch of a notice of confirmation of consent	10 days or 25 days*	10 days	

Written explanation	Design Act Articles 52, 58(4), Trademark Act Article 56(1), 61, 68(4)(5), Supplementary Provisions of the Trademark Act Article 17(1), 20	Date of dispatch of a notice of reasons for dismissal	20 days	20 days	
Time limit of resumption by order	Design Act Article 68(2), Trademark Act Article 77(2), Supplementary Provisions of the Trademark Act Article 27(2)	Date of dispatch of an order of resumption	Appropriate time limit considering circumstances	Appropriate time limit considering circumstances	

Other procedures regulated in Enforcement Regulations of the Acts	Enforcement Regulations of the Design Act Article 19, Enforcement regulations of the Trademark Act Article 22(8)	Date of dispatch of a notice, etc.	Appropriate time limit considering circumstances	Appropriate time limit considering circumstances	
Filing a receipt of registered mail, etc.	Design Act Article 52, 58(2)(3), Trademark Act Articles 43-15(1), 56(1), 62(1)(2), 68(4), Supplementary Provisions of the Trademark Act Articles 17(1), 27(2), 23	Date of dispatch of a notice of request for submission of articles	10 days	10 days	

Note 1. * is for persons in remote areas or areas with transportation difficulties.

(Revised March 2025)