### 25-01.3 PUDT

## 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	Initial date	Time limit (extension)		Remarks
	which the procedure		Domestic resident	Overseas resident	
	is based				
	(application mutatis				
	mutandis · similar				
	laws/regulations)				
[Legal period]					
Amendment of	Patent Act	Time of demanding	Before arriving a notice	e of conclusion of trial	
specification .	Article 17-5(2)	a trial for	proceedings (In case of	reopen the	
claims ·		correction	proceedings, before arr	iving a notice of	
drawings attached			conclusion of trial proc		
to a trial for			reopening)		
correction					

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

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

Filing a request for		Article	Date of dispatch of	10 days or 25 days*	10 days	
correction at the		134-3	a notice of			
commencement of			designated time			
the re-pending		(2003)	limit for a request			
proceedings due to		Article	for correction			
rescission of the		134-3(1)				
trial decision		(2)				
Amendment for	Patent	Patent	· Date of dispatch	60 days or 75 days*	90 days	
specification,	Act	Act	of an invitation to			
claims, drawings	Articles	Articles	reply			
attached to the	17-5(2)	134(1)	(An invitation to			
request for		164-2(2)	reply after the			
correction			second time or more			
			by re-applying			
			134(1) is same as			
			134(2))			
			· Date of service of			
			a transcript of the			

			advance notice of			
			trial decision			
		Patent	· Date of dispatch	30 days or 45 days*	50 days	
		Act	of an invitation to			
		Articles	reply			
		134(2)	· Date of dispatch			
		153(2)	of a notice of			
		134-2(5)	reasons for			
			invalidation			
			· Date of dispatch			
			of a notice of			
			reasons for refusal			
			of correction			
Amendment for	Patent	Patent	Date of dispatch of	10 days or 25 days*	10 days	
specification,	Act	Act	a notice of			
claims, drawings	Article	Article	designation time			
attached to the	17-4(1)	134-3	limit for a request			
request for			for correction			
correction						

		(2003) Article				
		134-3(1)				
		(2)				
Filing a first	Patent Act	Articles	Date of dispatch of	60 days or 75 days*	90 days	
statutory reply	134(1).174	4(3)	an invitation to	Utility Model: 30	Utility Model: 60	
			reply	days or 45 days*	days	
Filing a statutory	Patent Act	Article	Date of dispatch of	30 days or 45 days*	50 days	
reply after the	134(2)		an invitation to			
second time when			reply			
an amendment						
changing the gist of						
reasons for request						
is approved and						
decided						
Filing a written	Enforceme	n t	Date of dispatch of	30 days or 45 days*	50 days	
reply under	Regulation	ns of the	an invitation to			
Enforcement	Patent Act	Article	reply			
	47-2(1)					

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

Filing a written	Patent Act Articles	Date of dispatch of	30 days or 45 days*	50 days	
opinion (statement	153(2), 134-2(5),	a notice of reasons			
of opinion)	165	for invalidation			
		Date of dispatch of			
		a notice of reasons			
		for refusal for			
		correction			
	Patent Act Articles	Date of dispatch of	30 days or 45 days*	50 days	
		results of ex officio	30 days of 13 days	30 days	
	150(5), 174(3)(4)				
		examination of			
		evidence or ex			
		officio preservation			
		of evidence			
Filing a statement	Patent Act Articles	Date of dispatch of	15 days or 30 days*	25 days	
of a request for	149(2), 174(3)	a notice of service			
intervention		of a duplicate of a			
		request for			
		intervention			

Filing a written	Patent Act Articles	Date of dispatch of	About 15 days or 30	About 25 days	
reply to an inquiry	134(4) 174(3)(4)	an inquiry	days*		

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

Written explanation	Patent Act Articles	Date of dispatch of	20 days	20 days	
Wilten explanation			20 44,5	20 44,5	
	18-2(2), 133-2(2),	a notice of reasons			
	174(3)(4)	for dismissal			

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

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

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

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

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

	Provisions of the				
	Trademark Act				
	Articles 17(1), 20				
Filing a written	Enforcement	Date of dispatch of	30 days or 45 days*	50 days	
refutation	Regulations of the	an invitation for			
	Design Act Article	refutation			
	19(8)				
	Enforcement				
	Regulations of the				
	Trademark Act				
	Article 22(6)				
Filing a written	Design Act Article	· Date of dispatch	30 days or 45 days*	50 days	
opinion (statement	52, Trademark Act	of a notice of			
of opinion)	Articles 56(1),	reasons for			
	68(4),	invalidation			
	Supplementary	· Date of dispatch			
	Provisions of the	of a notice of			
	Trademark Act	results of			
	Article 17(1)				

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

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

		c. Other formality violation			
	Design Act Article 52	<ul> <li>Date of dispatch</li> <li>of an invitation</li> <li>Violation of</li> <li>description</li> <li>requirements of</li> <li>reasons for request</li> </ul>	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	Date of dispatch of	20 days	20 days	
	52, 58(4),	a notice of reasons			
	Trademark Act	for dismissal			
	Article 56(1), 61,				
	68(4)(5),				
	Supplementary				
	Provisions of the				
	Trademark Act				
	Article 17(1), 20				
Time limit of	Design Act Article	Date of dispatch of	Appropriate time	Appropriate time	
resumption by order	68(2), Trademark	an order of	limit considering	limit considering	
	Act Article 77(2),	resumption	circumstances	circumstances	
	Supplementary				
	Provisions of the				
	Trademark Act				
	Article 27(2)				

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

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

(Revised March 2025)