

**25—01.5 P**  
**List of Important Time Limits (3)**  
**(Opposition to Grant of Patent)**

(Opposition to Grant of Patent)

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	
<b>【 Legal period 】</b>					
Filing an opposition to grant of patent	Patent Act Article 113(1)	Issue date of the patent publication	6 months	6 months	
Request for retrial	Patent Act Article 173(1)	Date known the reasons for retrial after the decision of	30 days (15 days extension by ex officio)*	30 days (60 days extension by ex officio)	

			revocation becomes final and conclusive			
Proceedings against the trial decision of revocation	Patent Act Article 178(3)		Date of service of a transcript of a trial decision of revocation	30 days (15 days additional time frame)*	30 days (90 days additional time frame)	
【 Designated time limit, etc.】						
Filing a request for correction	Patent Act Article 120-5 (2)	Patent Act Article 120-5(1)	Dispatching date of a notice of reasons for revocation	60 days or 75 days*	90 days	
Amendment for specification, claims, drawings attached to the	Patent Act Article 17-5(1)	Patent Act Article 120-5(1)	Dispatching date of a notice of reasons for revocation	60 days or 75 days*	90 days	

request for correction		Patent Act Article 120-5(6)	Dispatching date of a notice of reasons for refusal of correction	30 days or 45 days*	50 days	
Filing a written opinion (statement of opinion)	Patent Act Article 120-5(1)		Dispatching date of a notice of reasons for revocation	60 days or 75 days*	90 days	
	Patent Act Article 120-5(6)		Dispatching date of a notice of reasons for refusal for correction	30 days or 45 days*	50 days	
	Patent Act Article 150(5)		Dispatching date of a notice of results of investigation of evidence or preservation of evidence	30 days or 45 days*	50 days	
Filing a written opinion by an	Patent Act Article 120-5(5)		Dispatching date of document with	30 days or 45 days*	50 days	

opponent on a request for correction		reasons for revocation			
Filing a written opinion on a request for intervention	Patent Act Articles 119(2), 174(1)	Dispatching date of a notice of service of a duplicate of a request for intervention	15 days or 30 days*	25 days	
Filing a written reply on an inquiry	Patent Act Articles 120-8(1), 174(1)	Dispatching date of an inquiry	About 15 days or 30 days*	About 25 days	

Order for formality amendment	Patent Act Articles 120-5(9), 120-8(1), 174(1)	Dispatching date of an order a. Insufficient payment of fees b. Insufficient Power of Attorney (2 or more principals or agents) c. Violation of description requirements of reasons for a request for trial, the gist of and reasons for a request for correction d. Other formality violation	10 days or 25 days* 10 days or 25 days* 20 days or 35 days* 30 days or 45 days* 20 days or 35 days*	10 days 20 days 30 days 30 days 20 days	
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Written explanation	Patent Act Articles 120-8(1), 174(1)	Dispatching date of a notice of reasons for dismissal	20 days	20 days	
Time limit of succession by order	Patent Act Article 23(1)	Dispatching date of an order of succession	Appropriate time limit considering circumstances	Appropriate time limit considering circumstances	
Other procedures regulated in Enforcement Regulations of the Patent Act	Enforcement Regulations of the proviso to Patent Act Article 50(3), Article 50-8(1), the proviso to Article 58-2(1), Enforcement Regulations of the Patent Act Articles 58-17, 60(1) , etc.	Dispatching date of a notice, etc.	Appropriate time limit considering circumstances	Appropriate time limit considering circumstances	
Filing a receipt of registered mail, etc.	Patent Act Articles 120-8(1) 174(1)	Dispatching date of a notice of request	10 days	10 days	

		for submission of articles			
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Note 1. \* is for those reside in remote areas or inconvenient transportation areas

(Revised Feb 2015)