

IP Conciliation

IP conciliation is a procedure to solve a dispute over an intellectual property right.

A petition for IP conciliation may be filed with **the Tokyo District Court** or **the Osaka District Court**.

Characteristics and Advantages

Flexible

- The parties can set the main issue for resolution and **also specify the issues to be solved** as they wish.
- The parties can choose to go back to **out-of-court negotiations** in reference to the advice from the conciliation committee.

Speedy

- In principle, the conciliation committee is supposed to present its opinion on the issues **by the third date for proceedings**, which contributes to expeditious resolution of disputes.

Expert

- IP conciliation is conducted by the conciliation committee composed of **the judge of the IP division and experts such as lawyers and patent attorneys with vast experience in dealing with IP cases**.

Closed to the Public

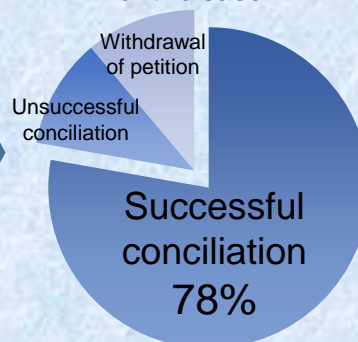
- IP conciliation proceedings are **closed to the public**.

During the two years after the system started operation:

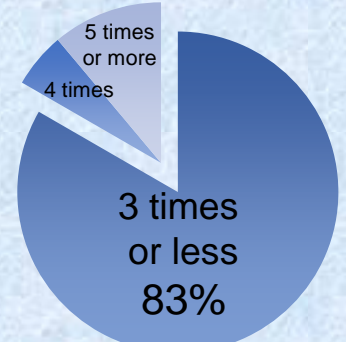
Rate of successful conciliation : **78%**

Average duration of proceedings: **5 months**

Grounds of conclusion of the case



Number of times of holding proceedings until conclusion of the case



(As of November 2021; excluding the transferred cases)

- In order to use IP conciliation to solve an IP dispute, it is necessary for the parties to reach an **agreement on jurisdiction** designating the Tokyo or Osaka District Court as the court with jurisdiction over the dispute. **A petition for IP conciliation may be filed** even before the parties agree on the court with jurisdiction. Please consult with the IP division of the district court with which you intend to file a petition without an agreement on jurisdiction.
- For more information about IP conciliation, please visit **the websites of the courts**.

ENGLISH (Intellectual Property High Court)

: https://www.ip.courts.go.jp/eng/Guidelines_for_Proceedings/index.html

JAPANESE

• Tokyo District Court : https://www.courts.go.jp/tokyo/saiban/l3/Vcms3_00000618.html

• Osaka District Court : https://www.courts.go.jp/osaka/saiban/tetuzuki_ip/index.html

29th, 40th, 46th, and 47th Civil Divisions, Tokyo District Court
21st and 26th Civil Divisions, Osaka District Court