

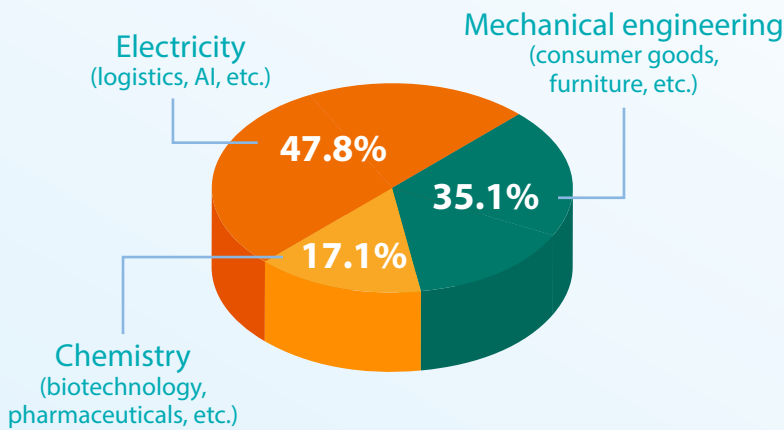
# Hong Kong Original Grant Patent (OGP) System

1000 OGP Applications Received  
(position as of 27.12.2024)

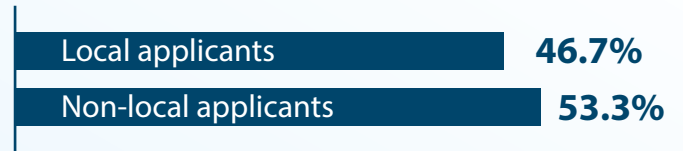


Intellectual Property Department  
The Government of the Hong Kong  
Special Administrative Region

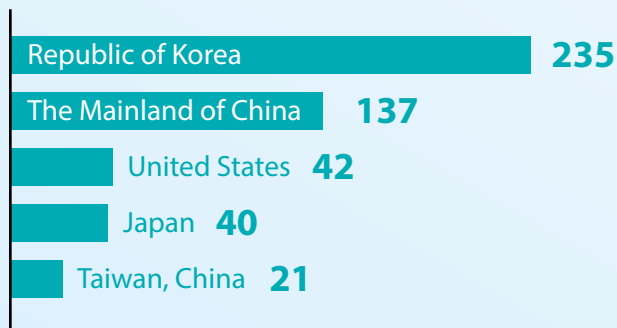
## Technical areas of OGP filings



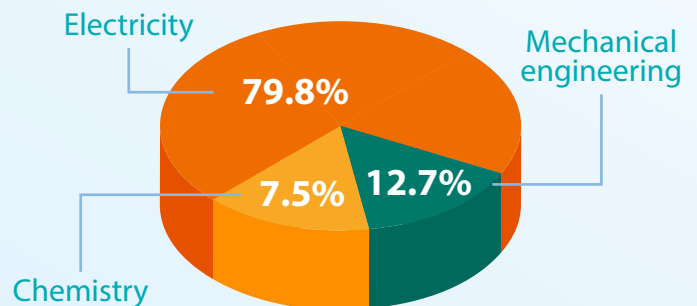
## OGP filings by local / non-local applicants



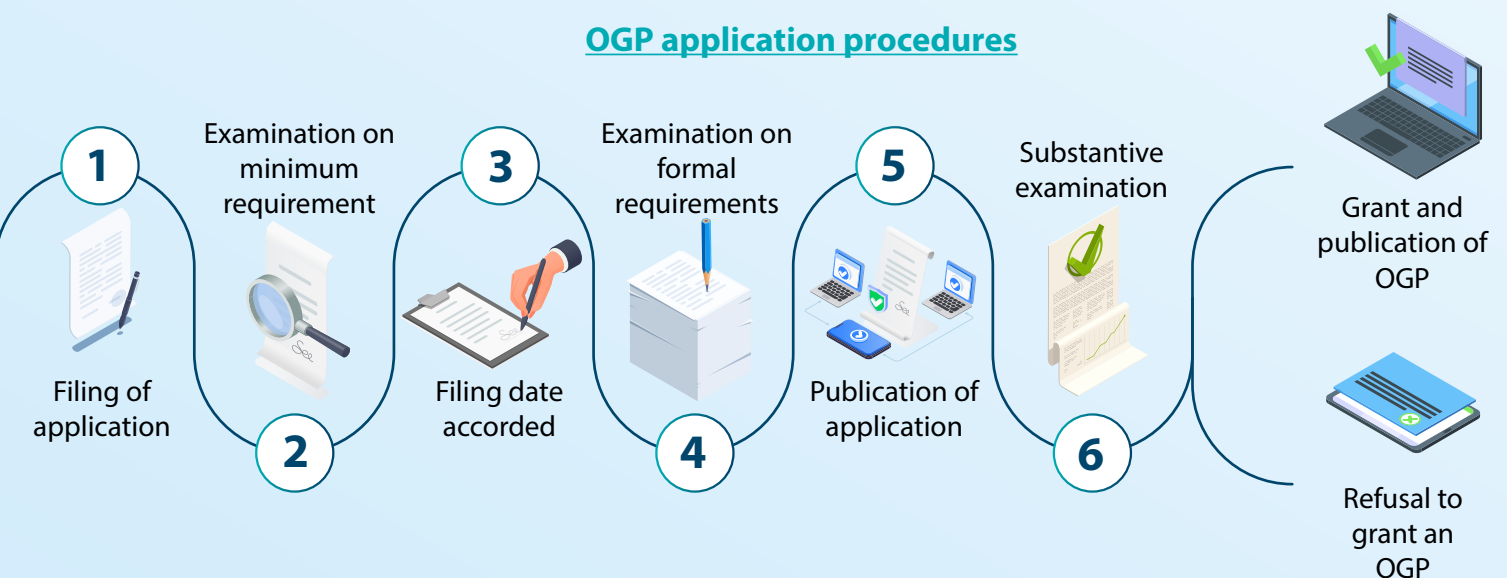
## Top 5 origins of non-local applicants (No. of applications)



## Technical areas of OGP grants (Total of 173 OGP grants)



## OGP application procedures



## Advantages in applying for OGP

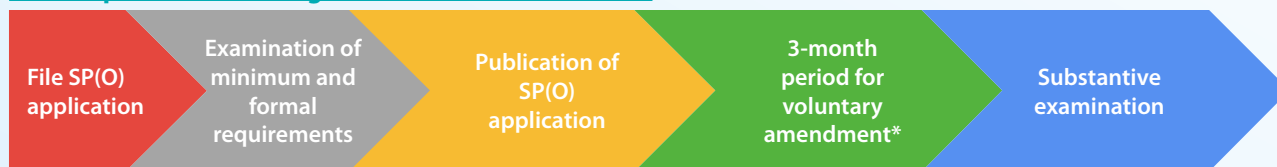
- Eligible for the “patent box” tax incentive
- Direct application in Hong Kong for standard patent protection for inventions for a maximum term of 20 years
- Securing the first date of filing at a relatively lower cost<sup>1</sup>
- Option to file in Chinese or English
- Ease of communication between Hong Kong applicants and local patent examiners to facilitate the examination process
- Options to request deferral of formality examination of applications / accelerated substantive examination based on applicants’ own needs



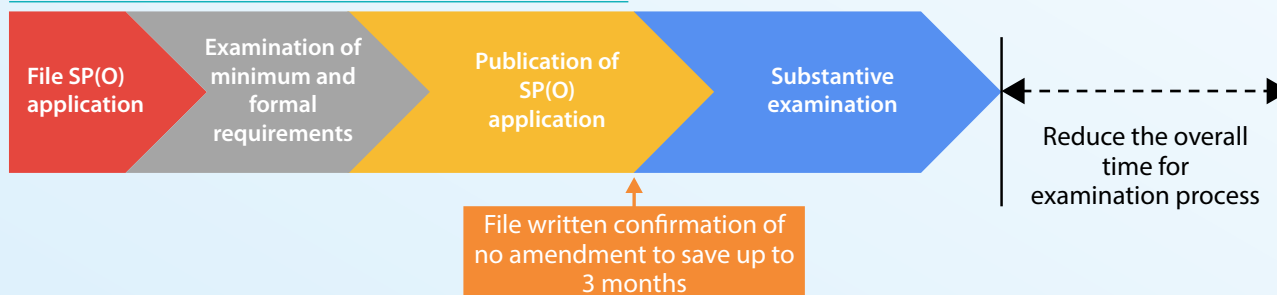
## Reducing examination time for OGP applications by filing confirmation of no amendments

After entering the substantive examination stage, applicants may submit written confirmation to the Patents Registry that their OGP applications do not require voluntary amendments, which can save the examination time by up to three months<sup>2</sup>.

### Normal process from filing to substantive examination



### When written confirmation of no amendment is filed



\*Amendment under section 31ZT(2)(d) of the Patents (General) Rules (see section 15.5A of the Patents Examination Guidelines)

## Deferral of formality examination of OGP applications

Applicants can request deferral of formality examination for a maximum period of up to 12 months from the filing or priority date.

### Benefits

- Establishes an early priority date as soon as practicable
- Enables quick filing before impending public disclosure of the invention
- Delays the deadline imposed under the normal procedures for submitting claims
- Defers the costs required for prosecution of patent applications in Hong Kong
- Offers applicants more time to assess the patentability and commercial potential of the invention
- Offers applicants more time to seek funding for R&D or patent prosecution if needed

### Requirements to be met before requesting deferral:

- Minimum requirement fulfilled
- No request for early publication made
- No deficiency letter issued

<sup>1</sup> If an OGP application for an invention is first filed in Hong Kong, and within 12 months thereafter, a corresponding patent application for the same invention is filed outside Hong Kong in a Paris Convention country or World Trade Organization member country, territory or area, priority may generally be claimed on the basis of this OGP application.

<sup>2</sup> After the issuance of the notice of entering the substantive examination stage, an applicant may request voluntary amendments to an OGP application within three months; substantive examination will normally begin after this three-month period.



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