

## **Committee on WIPO Standards (CWS)**

**Tenth Session**  
**Geneva, November 21 to 25, 2022**

### **REPORT BY THE LEGAL STATUS TASK FORCE**

*Document prepared by the Legal Status Task Force Leader*

#### **BACKGROUND**

1. At its ninth session in 2021, the Committee on WIPO Standards (CWS) noted the progress of the Legal Status Task Force on studying a potential merger of legal status standards ST.27, ST.87, and ST.61. As the Task Force did not reach agreement on how to proceed further with merger work, the CWS requested the Task Force to consider whether to continue work on a merger and make a recommendation at the tenth session, including updates to Task No. 47, if needed. The CWS approved a revision to ST.27 for event indicators. The CWS also approved publication of Intellectual Property Office (IPO) mapping tables for ST.61 (See paragraphs 45 to 56 of document CWS/9/25.).

#### **REPORT ON ACTIVITIES**

2. In March 2022, the Secretariat published ST.61 mapping tables from 11 IPOs in Part 7.13.3 of the WIPO Handbook. In July 2022, the Secretariat added a 12th mapping table submitted by European Union Intellectual Property Office (EUIPO).

3. In developing the 2022 work plan for the Task Force, the Task Force Leader consulted Task Force members about their implementation plans and intentions. Several members remarked that they would like more time to progress with their implementations of ST.27, ST.87, or ST.61 before continuing work on the open issues before the Task Force. These members felt that a better understanding of how to implement the legal status Standards within their own systems would better prepare them to consider the various alternatives before the Task Force. This includes questions of whether to add event indicators adopted for patent legal status, i.e., ST.27, to the trademark and industrial design Standards, i.e., ST.61 and ST.87 respectively, and the pending proposals in the Task Force for event and category revisions in ST.27.

4. Based on this feedback, the Task Force Leader decided to prioritize work on training materials for legal status Standards to assist IPOs with their implementation efforts. The Secretariat's experiences and feedback working with IPOs to develop webinars and materials for the ST.26 big bang implementation date in July 2022 have been valuable for planning how to proceed with legal status training materials. The Secretariat intends to share plans for training materials with the Legal Status Task Force for their consideration after the tenth session.

#### REVISION TO ST.87

5. The Task Force also prepared a revision to ST.87 Annex II on supplementary data, presented in the Annex to the present document. This revision is intended to align ST.87 with ST.27 and ST.61, which were updated more recently. The main changes to the proposed revision of ST.87 Annex II include:

- Separating and expanding common data elements which apply to all categories;
- Combining personal data fields to reflect the approach to common components in ST.96;
- Adding a few new explanatory items such as Reason Not in Force; and
- Replacing some patent-specific language from the previous version.

#### PROPOSED AMENDMENT TO TASK NO. 47

6. In light of the CWS and the Task Force not finding a way to proceed with work on a potential merger of the three legal status Standards, the Task Force suggests discontinuing the merger work. Consequently the Task Force proposes to update the description of Task No. 47 as follows:

Ensure the necessary revisions and updates of WIPO Standards ST.27, ST.87, and ST.61; prepare supporting materials to assist the use of those Standards in IP community; ~~analyze the potential of merging the three standards ST.27, ST.87, and ST.61;~~ and support the XML4IP Task Force to develop XML components for legal status event data.

7. *The CWS is invited to:*

*(a) note the content of this document;*

*(b) consider and approve the proposed revision to ST.87 in the Annex of the present document; and*

*(c) approve the revision of the description of Task No. 47 as described in paragraph 6 above.*

[Annex follows]

## ANNEX II of ST.87

### SUPPLEMENTARY EVENT DATA

*Adopted by the Committee on WIPO Standards (CWS)  
at its sixth session on October 19, 2018*

1. Each status event code may be accompanied by supplementary event data. There is supplementary event data that is specific to events in a particular category and there is common supplementary event data which is common to all events. The common supplementary event data includes (1) the effective country or region, (2) the gazette issue number, ~~and~~ (3) comment (i.e. free text), (4) a prior relevant event date, and (5) a relevant rule. The "effective country or region", is the country or region where the event has legal effect, which is particularly relevant for regional IPOs where the effect of an event, such as discontinuation due to non-payment of renewal fees, only has effect in some of the countries where the IP right is active. The "gazette issue number" is the issue of the national/regional gazette where the particulars of the national/regional/international event are made public. IPOs will be able to provide additional associated data which is not specified in the "comment" entry. The "prior relevant event date" is the date of a prior event which is relevant to the current event, such as the start of a fee payment time period which has expired. The "relevant rule" is an Office-specific rule, regulation, law, or other principle which was applied to reach the event outcome.
2. The Table below shows what supplementary data fields may be used for different categories. The first row shows common elements that may be used in any category, and subsequent rows show the data elements specific to each category. Note that the supplementary data elements indicated in this Standard are general descriptions of the types of data that may be provided. The particular formats and allowed values for supplementary data are defined in data representation standards, such as WIPO ST.96 for eXtensible Markup Language (XML).

Category Code	Category Title	Category Description	Supplementary event data
n/a	All categories	This shows common data elements that may be used in any category.	<ol style="list-style-type: none"> <li>1. <u>Effective country or region</u></li> <li>2. <u>Gazette issue number</u></li> <li>3. <u>Comment (i.e. free text)</u></li> <li>4. <u>Prior Relevant Event Date</u></li> <li>5. <u>Relevant Rule (e.g. rule number)</u></li> </ol>
A	Application filing	This category is a group of events related to the filing of an application. It includes, for example, when a national or regional IPO or the International Bureau of the World Intellectual Property Organization receives an application for the registration of an industrial design together with any additional indications, elements, documentation and/or fees necessary to obtain a filing date under national or regional law or convention or the Hague Agreement as applicable. This category also includes events related to the filing of a divisional application, continuation, continuation in part, or an application for conversion.	<ol style="list-style-type: none"> <li><del>1. Effective Country or Region</del></li> <li><del>2. Gazette Issue Number,</del></li> <li><del>3. Comment (i.e. free text)</del></li> <li>1. Related Document Identification (e.g. parent document ID)</li> <li>2. Priority Date</li> <li>3. International Application Filing Date</li> <li>4. Regional Filing Date</li> <li>5. Name of Applicants</li> <li>6. Divided Applications</li> </ol>
B	Application discontinuation	This category is a group of events related to the discontinuation of an application. It includes, for example, when an application has been voluntarily withdrawn by the applicant, was deemed to be withdrawn, abandoned or lapsed or was refused by the IPO. The events in this category may move an application from the filing stage, examination stage or pre-registration challenge stage into the termination likely/termination stage.	<ol style="list-style-type: none"> <li>1. <u>Reason Not In Force</u></li> <li><del>2. Effective Country or Region</del></li> <li><del>3. Gazette Issue Number,</del></li> <li><del>Comment (i.e. free text)</del></li> </ol>

C	Application revival	This category is a group of events related to the revival, reinstatement or restoration of an application after it has been discontinued. It includes, for example, when an application was revived following a request for application revival after payment of an outstanding fee, responding to an outstanding action or decision which had resulted in the application being discontinued, or following an appeal. The events in this category may move an application from the termination likely/termination stage into the filing stage, examination stage or pre-registration challenge stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Discontinuation Date 2. Reason Not In Force 3. Prior Use Rights Indicator
D	Search and examination	This category is a group of events related to the examination proceeding and prior art searches that occur before registration of an industrial design and/or the grant of an IP right. It includes, for example, a formality examination or a substantive examination. It also includes a request for a prior art search and an announcement of the intention of the IPO to register the industrial design and/or grant an IP right. The events in this category may move an application from the filing stage or the pre-registration challenge stage into the examination stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Search Category (e.g. first, further invention, additional search due to shift in scope of claims) 2. Requester of Search (e.g. applicant, third party, or independently by the IPO) 3. Requester of Examination (e.g. applicant, third party, or independently by the IPO) 4. Publication Data 5. Priority Data 6. Related Documents Data (e.g. regional filing data, international filing data) 7. Applicant Data
E	Pre-registration review request	This category is a group of events related to the request for a pre-registration review. It includes, for example, a request for a pre-registration opposition, pre-registration re-examination, or pre-registration limitation. It also includes when such a request was inadmissible, rejected or withdrawn. The events in this category may move an application from the examination stage or the termination likely/termination stage into the pre-registration challenge stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Details of Court/Tribunal (e.g. name of court, tribunal, IPO body) 2. Party Name(s) 3. Representative's Name(s) & Contact Details 4. Review Procedure Data (e.g. opposition date, reference, language)

F	Industrial design registration	This category is a group of events which relate to the effective grant date of an IP right and/or entry of the industrial design into the IPO's register. It includes, for example, when an industrial design is registered and/or an IP right was granted following an examination, an appeal, pre-registration review or inadmissibility, rejection or withdrawal of a pre-registration review request. The events in this category may move an application from the examination stage or the pre-registration challenge stage into the registration stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Name of Registered Owner 2. Reference to Pre-registration Review Decision (e.g. court or tribunal order following pre-registration review) 3. <b>Priority Data</b>
H	IP right cessation	This category is a group of events related to the cessation of an IP right. It includes, for example, the cessation of an IP right following an IP right review, an appeal, a refusal to reinstate, or a lapse or expiry. The events in this category may move an IP right from the registration stage or the post-registration challenge stage into the termination likely/termination stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. <b>Legal Effect Start Time</b> <del>Ex tunc</del> <del>or Ex nunc Indicator</del> 2. Decision Authority Category (e.g. national court, tribunal, IPO) 3. <b>Reason Not In Force</b>
K	IP right revival	This category is a group of events related to the revival, reinstatement or restoration of an IP right after its cessation. It includes, for example, the request for the revival and the decision to revive an IP right, including by way of an appeal. The events in this category may move an IP right from the termination likely/termination stage into the registration stage or the post-registration challenge stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Reinstatement Reason Category (e.g. following payment of fee) 2. Cessation Date 3. Expiry Date
L	IP right review request	This category is a group of events related to a request for a review after registration of an industrial design and/or the grant of an IP right. It includes, for example, a request for a post-registration opposition, post-registration examination, limitation, reissue, surrender, or invalidation. It also includes when such a request was inadmissible, rejected or withdrawn. The events in this category may move an IP right from the registration stage or the termination likely/termination stage into the post-registration challenge stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Party Name(s) 2. Representative's Name(s) & Contact Details 3. <b>Review Procedure Details</b> (e.g. opposition date, reference, language)

M	IP right maintenance	This category is a group of events related to the maintenance of a granted IP right in full or amended form. It includes, for example, an IP right being maintained in full or amended form following a full or partial renewal, an appeal, an IP right review or the inadmissibility, rejection or withdrawal of a request for an IP right review. The events in this category may occur in the registration stage or may move an IP right from the post-registration challenge stage into the registration stage.	<p>1. <del>Effective Country or Region</del></p> <p>2. <del>Gazette Issue Number</del></p> <p>3. <del>Comment (i.e. free text)</del></p> <p>1. IP Right Review Details (i.e. information about the IP right review, including court order details for example)</p> <p>2. Decision Authority Category (e.g. court, tribunal, IPO)</p> <p>3. Renewal Details (e.g. length of renewal)</p> <p>4. Post-registration Examination Certificate Number</p>
N	Termination	This category is a group of events related to the termination of an application or an IP right without a possibility of its revival. It includes, for example, when an application or IP right was terminated by the IPO or a court. The events in this category are not available to all IPOs.	<p>1. Reason Not in Force</p> <p>2. <del>Effective Country or Region</del></p> <p>3. <del>Gazette Issue Number</del></p> <p><del>Comment (i.e. free text)</del></p>
P	Document modification	This category is a group of events related to modifications of an application, IP right document or other document, which occur outside the context of a pre-registration review or IP right review. It includes, for example, amendments and corrections of errors in applications and IP right documents. The events in this category may occur during any stage.	<p>1. <del>Effective Country or Region</del></p> <p>2. <del>Gazette Issue Number</del></p> <p>3. <del>Comment (i.e. free text)</del></p> <p>1. Publication identification</p> <p>2. Modified Part of Document Category (e.g. bibliographic information, priority claim, specification, claims, drawings)</p> <p>3. Modification Category (e.g. amendment or correction)</p> <p>4. Previously Published (erroneous) Content</p> <p>5. New (corrected) Content</p>
Q	Document publication	This category is a group of events related to document publication by the IPO. It includes, for example, publication of an application, IP right document or bibliographic information by the IPO. The events in this category may occur during any stage.	<p>1. <del>Effective Country or Region</del></p> <p>2. <del>Gazette Issue Number</del></p> <p>3. <del>Comment (i.e. free text)</del></p> <p>1. Publication Identification</p>

R	Party data change	<p>This category is a group of events related to the IPO recording changes in party data. It includes, for example, when the IPO records changes to a party concerned with the application or IP right, e.g. the applicant(s), owner(s), creator(s) or representative(s). It also includes events related to the recording of changes in party contact information. The events in this category may occur during any stage.</p>	<p><del>1. Effective Country or Region</del>  <del>2. Gazette Issue Number</del>  <del>3. Comment (i.e. free text)</del></p> <ol style="list-style-type: none"> <li>1. Party Data Change Category (e.g. owner change, creator change, representative change, owner contact information change, creator contact information change, representative contact information change)</li> <li>2. Previous Party Name/Contact Information</li> <li>3. Previous Party Country Code</li> <li>4. New Party Name/Contact Information</li> <li>5. New Party Country Code</li> <li>6. Assignment Document Number (e.g. number associated with transfer of IP right)</li> <li>7. Ownership Transfer Date</li> <li>8. Legal Proceedings Details (if applicable)</li> </ol>
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S	Licensing information	<p>This category is a group of events related to the IPO recording licensing information and amendments to such records. It includes, for example, when an IPO records that a license, pledge or security interest has been agreed to, amended, cancelled or transferred. The events in this category may occur during any stage.</p>	<ol style="list-style-type: none"> <li>1. <del>Effective Country or Region</del></li> <li>2. <del>Gazette Issue Number</del></li> <li>3. <del>Comment (i.e. free text)</del></li> <li>4. <del>License Registration Number</del></li> <li>5. <del>License Record Category (e.g. initial record, amendment, cancellation)</del></li> <li>6. <del>License Status (e.g. active, inactive, terminated)</del></li> <li>7. <del>License Start Date</del></li> <li>8. <del>Term of License (i.e. duration of license) / License End Date</del></li> <li>9. <del>Name of Licensor(s)</del></li> <li>10. <del>Country Code of Licensor</del></li> <li>11. <del>Name of Licensee(s)</del></li> <li>12. <del>Country Code of Licensee</del></li> </ol> <ol style="list-style-type: none"> <li>1. <u>License Data (e.g. registration number, record, type, status, start and end dates)</u></li> <li>2. <u>Licensor Data (e.g. name, contact information, country code)</u></li> <li>3. <u>Licensee Data (e.g. name, contact information, country code)</u></li> <li>4. Licensing Information Amendment Category (i.e. which terms were amended)</li> <li>5. Territory of License Validity</li> <li>6. Legal Proceeding Details (if applicable)</li> </ol>
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T	Administrative procedure adjustment	This category is a group of events related to the adjustment of an administrative procedure conducted by the IPO. It includes, for example, granting an extension of an administrative time limit or continued processing of a necessary procedure. It also includes a suspension, stay or interruption of an administrative procedure, or the resumption of a suspended, stayed or interrupted administrative procedure. The events in this category may occur during any stage.	<p>1. <del>Effective Country or Region</del></p> <p>2. <del>Gazette Issue Number</del></p> <p>3. <del>Comment (i.e. free text)</del></p> <p>1. Adjustment Category (e.g. time extension, suspension, stay, resumption, interruption, delay in communication services, as-of-right extension granted, IPO disruption, IPO irregularity)</p> <p>2. Reason for Adjustment (e.g. natural disaster, IPO delay, court delay, applicant/patentee delay)</p> <p>3. Start and End Date (e.g. date at which the adjustment starts and date at which the adjustment ends)</p>
U	Payment	This category is a group of events related to the payment of fees. It includes, for example, payment of a renewal, maintenance or other designation fee. The events in this category may occur during any stage.	<p>1. <del>Effective Country or Region</del></p> <p>2. <del>Gazette Issue Number</del></p> <p>3. <del>Comment (i.e. free text)</del></p> <p>1. Fee Category (e.g. registration fee, maintenance fee, renewal fee, designation fee)</p> <p>4. <del>Paid to Date (i.e. the date up to which the fees have been paid, e.g. no renewal fees will be required until that date)</del></p> <p>5. <del>Next Fee Due Date (i.e. date at which the next fee becomes due)</del></p> <p>6. <del>Year of Fee Payment</del></p> <p>2. <u>Payment Details (e.g. payment status, year of fee payment)</u></p> <p>3. <u>Renewal Details (e.g., length of renewal, scope changes, next fee due date)</u></p>
V	Appeal	This category is a group of events related to an appeal of a decision made during the prosecution of an IP right. It includes, for example, a request by the applicant, IP right owner, or third party for an administrative or court appeal of any decision made during the prosecution of an IP right and the procedural outcome of such an appeal. The substantive outcome of the appeal may be mapped to an event in another category, for example, application discontinued, application revived, IP right granted, IP right ceased, or IP right	<p>1. <del>Effective Country or Region</del></p> <p>2. <del>Gazette Issue Number</del></p> <p>3. <del>Comment (i.e. free text)</del></p> <p>1. Appellate body</p> <p>2. Decision Being Appealed</p> <p>3. Appellate Decision Details</p>

		maintained. The events in this category may occur during any stage.	4. Decision Citation
W	Other	This category covers events which cannot be categorized under any other Category. It is recommended to use this category as a last resort for unusual cases, where a liberal interpretation of the description of all other Categories would fail to adequately describe the national/regional/international event (e.g. legacy events or interim/internal events).	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. National/regional/international Event Description
Y	Correction and deletion of event information	This category is a group of events related to the correction or deletion of erroneous event information that the IPO previously provided. It includes, for example, correction in the status event code of an application or IP right provided under this Standard or the correction or deletion of an event that was announced erroneously in a gazette, IP register or other published documentation. The events in this category may occur during any stage.	<del>1. Effective Country or Region</del> <del>2. Gazette Issue Number</del> <del>3. Comment (i.e. free text)</del> 1. Status Event Identification (Status Event Code and Date; or Unique Identifier) 2. Previously Published Erroneous Content 3. New Corrected Content

[Annex III of ST.87 follows]

[End of Annex and of document]