

METI JPO-RIETI国際シンポジウム
標準必須特許を巡る紛争解決に向けて
プレゼンテーション資料

長澤 健一

NAGASAWA Kenichi

キヤノン株式会社常務執行役員知的財産法務本部長

Group Executive,

Corporate Intellectual Property & Legal Headquarters, Canon

March 13, 2018

2018.3.13

“Toward Solving Disputes over Standard Essential Patents (SEPs): Licensing 5G SEPs”

Panel 1: Ideal Modality of Negotiations on SEP Licensing

Canon

make it possible with canon

Consideration Factors For SEP License Negotiation

Kenichi Nagasawa

Managing Executive Officer

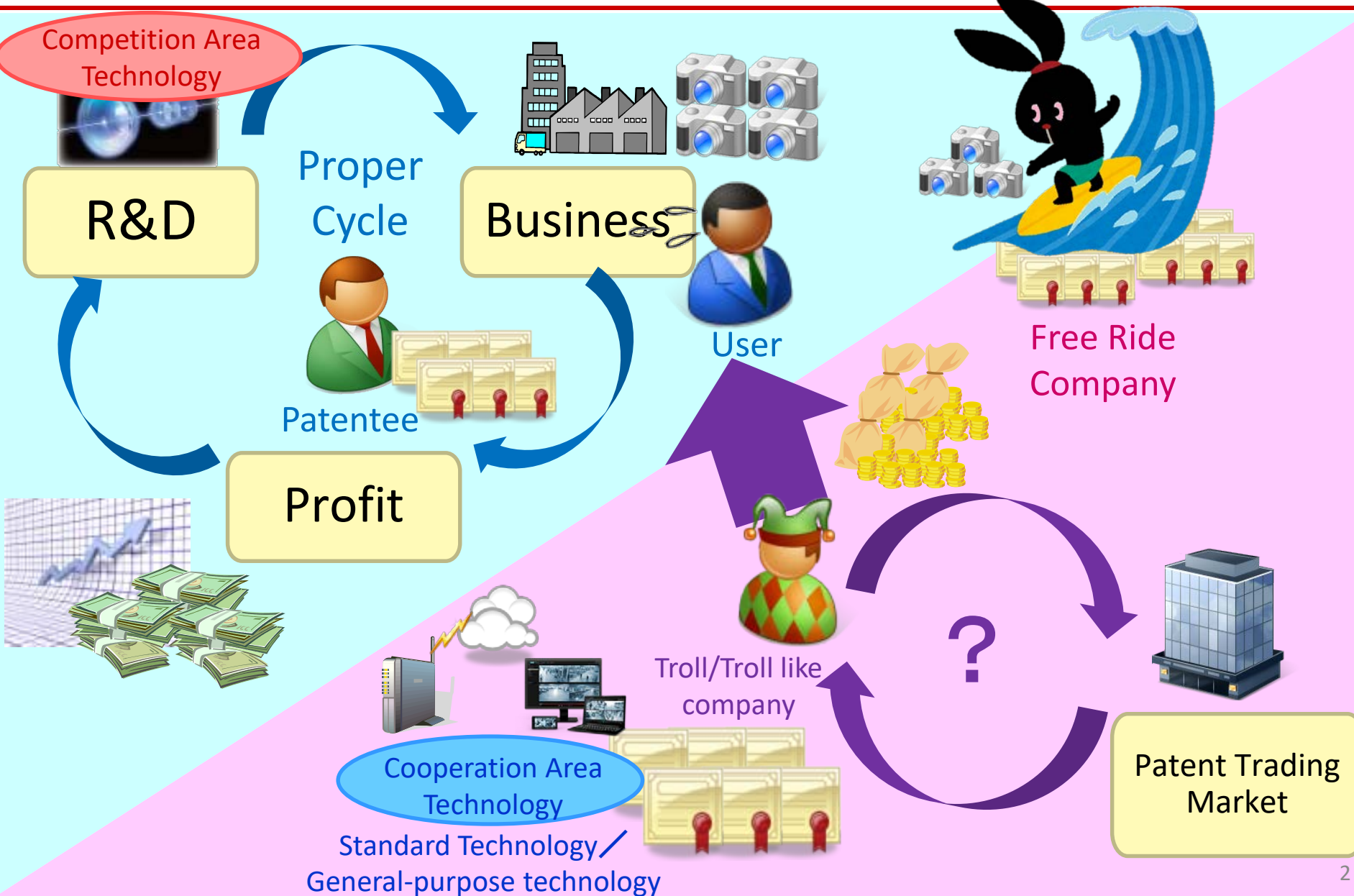
Group Executive

Corporate Intellectual Property And

Legal Headquarters

Canon Inc.

Recent IP Industry Structure

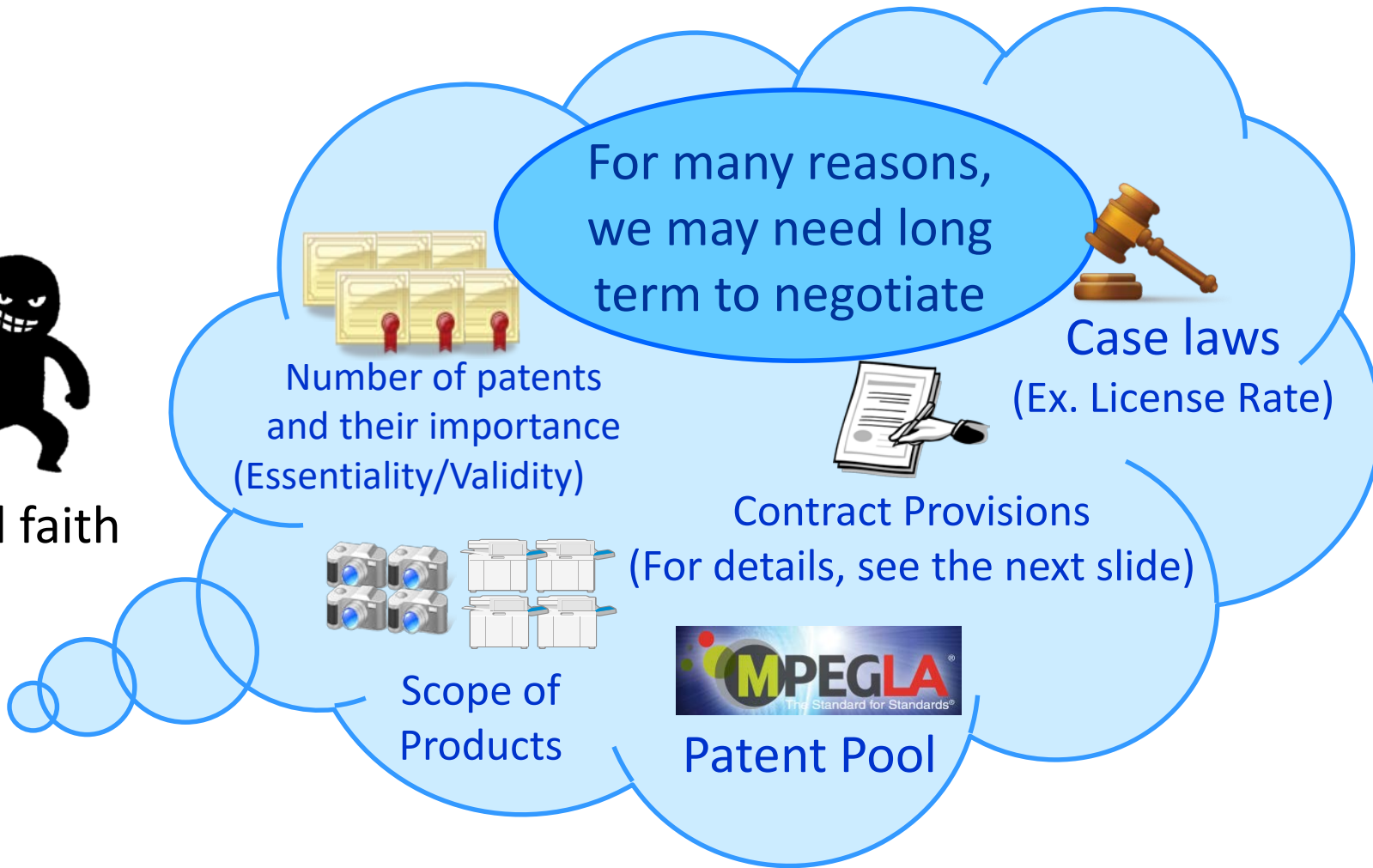
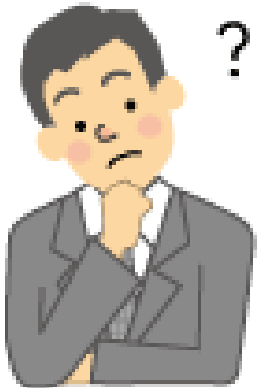


Factors to Be Considered for “Bad Faith” Labeling



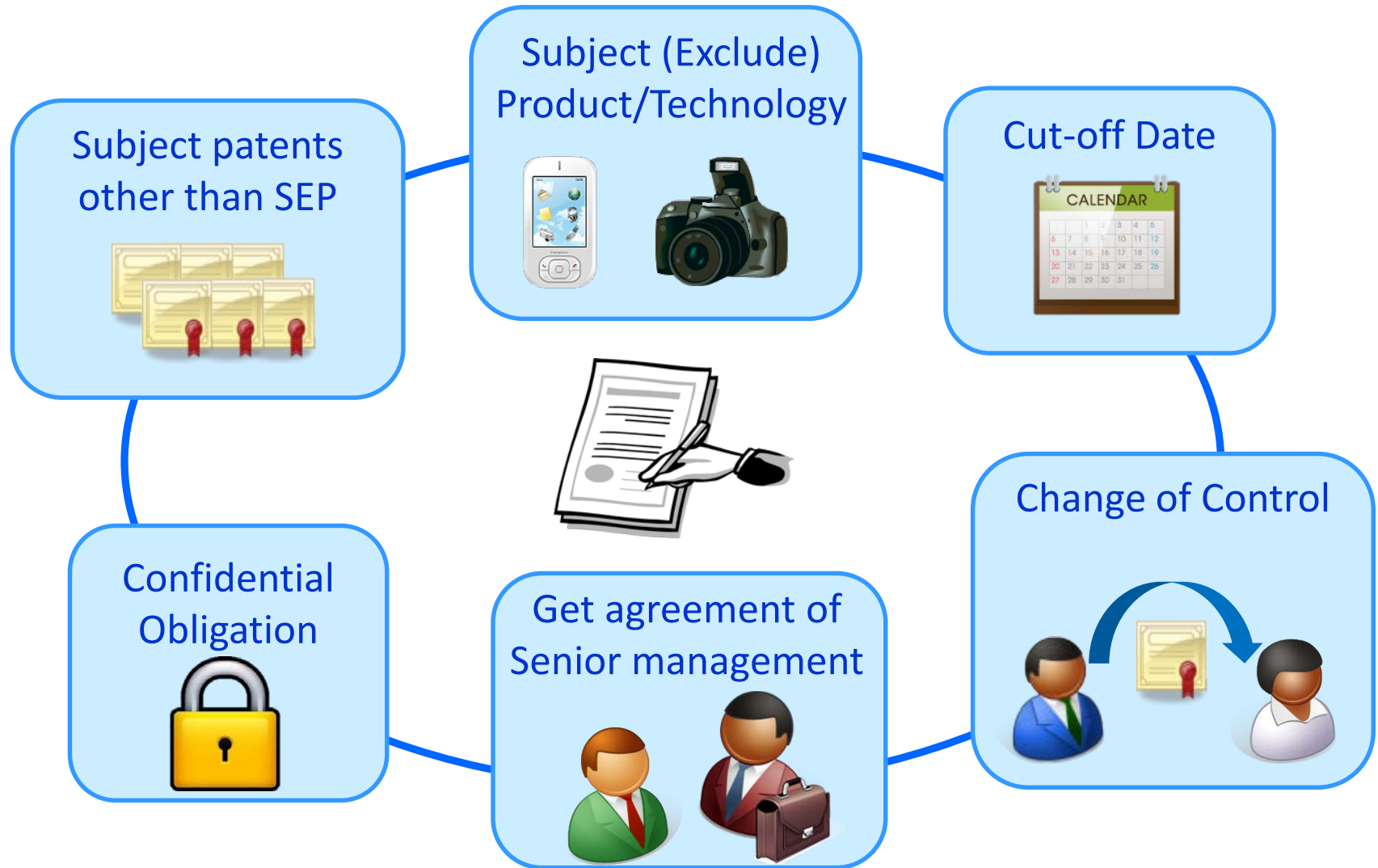
Bad faith

?



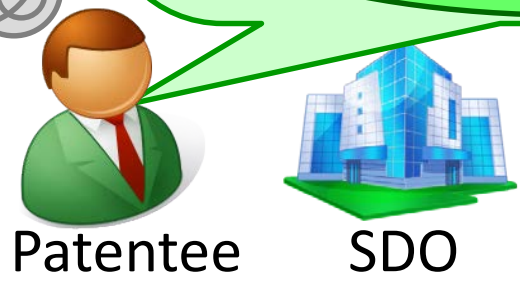
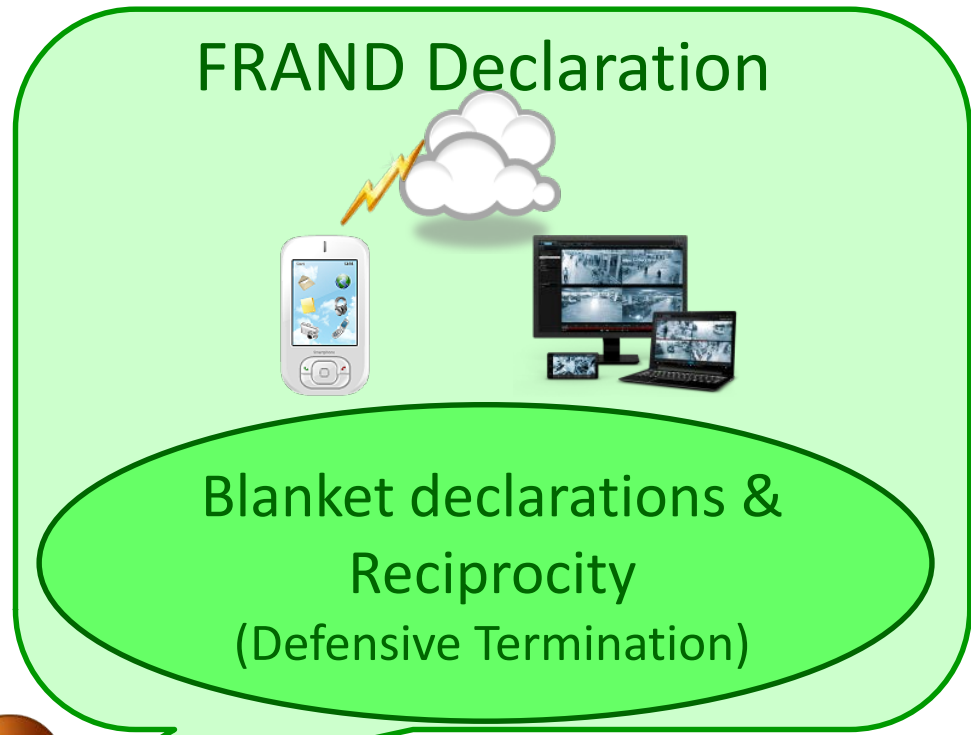
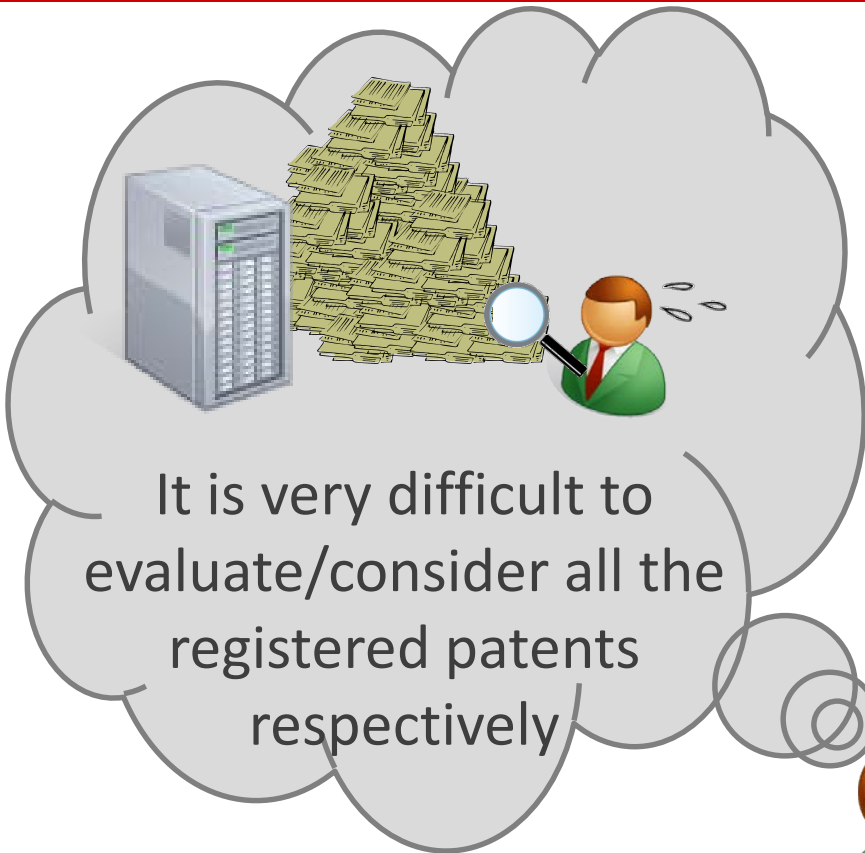
“Bad Faith” should be identified based on realities of negotiations

Contract Factors to Be Considered in Actual Business



Making contract requires time to consider many factors

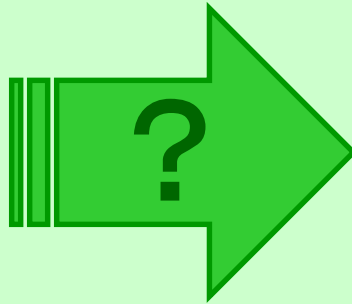
Transparency of SEP



Blanket declarations without identifying specific patents are desirable. Inclusion of reciprocity clause is better.

Transparency of SEP

Judgment of Essentiality



It is important “who” judges the Essentiality of SEP
Need to Consider “how”



Thank you for listening