



July 19th, 2024

President Júlio César C. B. Reis Moreira
National Institute of Industrial Property (INPI)
Rua Mayrink Veiga, 9, Centro, 22° andar
CEP 20090-910
Rio de Janeiro, RJ
Brazil

Dear President Júlio César C. B. Reis Moreira,

I refer to your letter dated May, 2024. On behalf of the China National Intellectual Property Administration (CNIPA), I would like to express our deepest condolences and sympathy to the victims and people who have been affected by the floods. After the disaster, overseas Chinese and Chinese enterprises in Brazil acted quickly under the guidance of the Chinese Embassy and Consulates in Brazil and actively donated to support the disaster-hit areas.

As a long-standing partner of INPI, CNIPA shares the concern of INPI regarding the difficulties of Brazilian applicants, right holders and/or their representatives in complying with the relevant time limits at CNIPA as a result of the floods. There are certain remedial measures under Chinese law and practices, as well as the practices of dealing with similar situations in other countries, which may be utilized by the Brazilian applicants, right holders and/or their representatives who have been affected by the floods.

For patents, industrial designs, utility models and layout-designs of integrated circuits

Subject to Article 6.1 of the *Implementing Regulations of the Patent Law of the People's Republic of China*, Rule 6.2, Chapter 7, Part V of the *Guidelines for Patent Examination* and Article 9.1 of the *Rules for Implementing the Regulations on the Protection of Layout Designs of Integrated Circuits*, where a party concerned fail to comply with the relevant time limit because of force majeure, resulting in the loss of its rights, it may file a request with CNIPA to restore its right, and submit supporting documents and complete relevant formalities, etc., as required.

For trademarks

Where a party is unable to handle trademark related affairs normally as a result

of a delay in relation to any time limit under the *Trademark Law* and its *Implementation Regulations*, and where such delay is attributable to any causes related to the floods, such time limit shall, save as otherwise provided under the law, be suspended from the day on which such impediment to the exercise of the rights occurs and shall continue to be calculated on the day when such impediment is removed; where the party loses its trademark rights as a result of the impediment, a written application for restoration of rights explaining the causes attached with relevant certifications may be filed within 2 months after such impediment to the exercise of rights is removed.

Last but not least, we would like to express our hope for swift recovery and reconstruction of the devastated areas, and the assurance of our determination to enhance and push forward the friendly cooperation with INPI.

Yours sincerely,

Handwritten signature in Chinese characters, appearing to read '申长宇' (Shen Changyu).

Dr. Shen Changyu
Commissioner
China National Intellectual Property Administration (CNIPA)