Survey on Intellectual Property Data Exchange

Response ID:176 Data

2. Identification page

1. Please enter the ST.3 code of the member state or inter-governmental organization you represent.

SA - Saudi Arabia

2. Please enter the name of the Office or Organization you represent. For instance, International Bureau of WIPO.
If your Organization name is the same as your ST.3 code name, you may put "n/a".

Saudi Authority for Intellectual Property

3. Types of IP data exchanged

5. Does your Office provide or collect IP data?

Yes, providing and collecting

6. In what context is IP data exchange performed?

Bilateral agreements

4. Types of IP data exchanged

7. Select the IP domains for which your Office provide or collect data.

	Provide	Collect	Both, provide and collect	Not applicable
Patents			X	
Trademarks				X
Industrial designs				X
Geographical indications				X

Other (please specify):

8. What types of IP data does your Office provide or collect?

Patents

	Provide	Collect	Both provide and collect	Not applicable
Bibliographic data (including classification information)			X	
Full-text publication data (including, description and claims)			X	
Full-image publication data (including bibliographic data, abstract, description and claims)			X	
Drawings (2D images, 3D models or 3D images)			X	
Citation information from search and/or examination				X
Legal status data				X
Sequence listing data				X
Office actions				X
Examination reports/Search report				X
Statistical data (Added value data)				X

Other (please specify):

Trademarks

	Provide	Collect	Both provide and collect	Not applicable
Bibliographic data (including classification information)				X
Full-text publication data				X
Mark representation (2D images, 3D models, 3D images, audio or video)				X
Legal status data				X
Examination reports/Search reports				X
Office actions				X
Statistical data (Added value data)				X

Other (please specify):

Industrial Designs

	Provide	Collect	Both provide and collect	Not applicable
Bibliographic data (including classification information)				X
Full-text publication data				X
Industrial design representation (2D images, 3D models, 3D images, audio or video)				X
Legal status data				X
Examination reports/Search reports				X
Office actions				X
Statistical Data (Added value data)				X

Other (please specify):

Geographical Indications

	Provide	Collect	Both collect and provide	Not applicable
Bibliographic data (including classification information)				X
Full-text publication data				X
Geographical indication representation (labels or images)				X
Legal status data				X
Office actions				X
Statistical Data (Added value data)				X

Other (please specify):

5. Types of IP data exchanged

9. Which type of file formats are used when your Office provides and/or collects IP data?

Document and archive format

XML

2D images

JPEG
PNG
PNG

Audio, video and multimedia

WAV

3D model and 3D images

Not applicable

Comments: All attachments are URL

6. Types of IP data exchanged

10. Please indicate the data format related to WIPO Standards implemented by your Office in providing or collecting IP data

WIPO Standard ST.96: Recommendation for the processing of intellectual property information using XML

Patents

WIPO Standard ST.97: Processing of Intellectual Property information using JSON

Patents

Other WIPO Standards

Not applicable

7. Reason for collecting IP data

11. Why does your Office collect IP data from other Offices?

For internal use

Examination purposes (e.g., prior art searches, examination)
Training AI/machine learning models used by our Office
Internal reports and analytics

For public dissemination

Other public dissemination (please specify): Publications may have fees associated with them

For external distribution

Not applicable

8. IP data delivery methods/means

12. Which methods and/or means does your Office currently use to provide IP data?

SFTP/FTP/FTPS

9. Challenges

13. What challenges does your Office face in relation to providing IP data to other Offices?

Organizational and technical challenges

Use of non-standard or incompatible data format (please provide details): Currently we are collecting IP data as ZIP files; then it is shared through SFTP to other offices

Legal and policy challenges

Other (please specify): Currently the information shared is published information only

Financial challenges

Other (please specify): Subject to applicable legal considerations

14. What challenges does your Office face in relation to collecting IP data to other Offices?

Organizational and technical challenges

Other (please specify): IP data cleansing is ongoing

Legal and policy challenges

Other (please specify): Currently the information shared is published information

Financial challenges

Other (please specify): Subject to applicable legal considerations

10. Proposed solutions

15. What following proposed solutions could help your Office address the challenges your Office selected above?

Develop a new WIPO standard on the recommendation for the exchange of IP data and its use
Build a global platform to be used as a hub for data exchange
Collect and share best practices for data exchange

11. Proposed solutions

16. What recommendations should be included in the new WIPO standard on the recommendation for the exchange of IP data and its use?

Technical recommendation

Recommendations on data formats (e.g., XML, JSON, and other unified formats)
Recommendations on means and methods of IP data exchange
Recommendations on the frequency of IP data exchange
Recommendations on IP data quality
Recommendations on IP data security and privacy protection during data exchange

Legal and policy recommendations on IP data use

Recommendations on authorization for internal use of exchanged IP data
Recommendations on authorization for external use of exchanged IP data
Recommendation regarding the practice when IP data of the providing Office can be redistributed by the receiving Office to third parties
Recommendations on reciprocity principles between Offices exchanging IP data
Recommendations on the scope and authority of IP data distribution and its use to be mutually agreed upon by the two Offices involved in the IP data exchange, based on practical circumstances and the reciprocity principle, and clearly recorded in the formal data exchange agreement

Procedural and operational guidance

Recommendations on the consultation process for IP data exchange cooperation
Recommendations on templates or examples of IP data exchange agreements and/or Memorandums of Understanding (MoU)/Memorandum of Cooperation (MoC)/Terms of Use (ToU)
Recommendations on other matters to be considered consultations and agreement negotiations on IP data exchange

12. Legal and contractual framework for data exchange

17. Does your Office or your country have any national and/or regional laws or regulations that govern the transfer by your Office of IP data (including hosting or redistribution) outside of your jurisdiction?

Yes (please specify the relevant law, regulation, policy, national practice, strategy, or rule that the Office is required to comply with, including the title, reference number, and/or URL to the source of information): The Office is required to comply with Saudi national laws, regulations, and policies governing data sharing, personal data protection, cross-border transfer, hosting, and redistribution of data, including IP data where it contains personal Relevant references include: 1. Personal Data Protection Law (PDPL), issued by Royal Decree No. M/19 dated 9/2/1443 AH, as amended by Royal Decree No. M/148 dated 5/9/1444 AH. 2. Regulation on Personal Data Transfer Outside the Kingdom, issued by the Saudi Data & AI Authority (SDAIA). This regulation governs the transfer or disclosure of personal data to entities outside the Kingdom and includes requirements 3. Data Sharing Policy issued by the National Data Management Office / Saudi Data & AI Authority. This policy governs sharing government entity data with data requesters, including requirements related to purpose limitation, authorized 4. Data Management and Personal Data Protection Standards issued by the National Data Management Office / Saudi Data & AI Authority, including requirements related to data classification, data sharing, data protection, and personal 5. National Cybersecurity Authority Cloud Cybersecurity Controls, where applicable to cloud hosting, cybersecurity, and government data protection requirements. National Cybersecurity Authority (NCA) Essential Cybersecurity Controls (ECC) Cybersecurity Controls for Critical Systems (CSCC) Data Cybersecurity Controls (DCC) Telework Cybersecurity Controls (TCC) Organizations' Social Media Accounts Cybersecurity Controls (OSMACC) Cloud Cybersecurity Controls (CCC) The National Cryptographic Standards (NCS) Saudi Data and Artificial Intelligence Authority (SDAIA) The Personal Data Protection Law (PDPL) SAIP internals such as Cybersecurity Polices, standards and procedures

18. Does your Office have formal written agreements (such as contracts/MoU/MoC/ToU/License Agreement) for data exchange with other IP Offices?

Yes, either bilateral contract/MoU/MoC/ToU is required
Yes, recommended but not mandatory

19. If possible, please provide template(s) of bilateral contract/MoU/MoC/ToU/License Agreement that your Office uses

Form_1e_-_MOC_in_2_languages.docx

20. Does your Office have formal written agreements for the provision of data to third parties? *(such as: MoU, MoC, ToU, contract, license agreement)*

Yes, under certain conditions. Depend on the terms of providing data to third parties in the bilateral data exchange agreement (please explain): There is a clause in

the attached document

13. Conditions for provision, use and dissemination of IP data

21. How does your Office currently authorize the use and dissemination of exchanged IP data?

Determined by two Offices involved in the data exchange cooperation through consultation
Permitted by the laws or regulations of two Offices involved in the data exchange cooperation or their countries and/or regions

22. How does your Office implement the reciprocity principle in practicing IP data exchange with other IP offices?

Bilaterally agreed by two sides

23. What reciprocity policy re-distribution would your Office support?

Exchange with re-distribution rights conditional on compliance with specific use restrictions (please provide details): needs to be agreed by both parties; and in line with regulatory bodies.

24. Would your Office support a recommendation that Offices provide their IP data free of charge or at marginal cost to the general public and any third party?

Uncertain (please specify): To be further analyzed if further costs will be associated with IP Data Exchange

14. Conditions for provision, use and dissemination of IP data

If your Office does not support free or marginal cost data provision, what barriers exist to implementing such recommendation?

15. Conditions for provision, use and dissemination of IP data

25. What level of internal use does your Office permit when sharing IP data with partner Offices?

Not applicable, our Office does not share IP data

16. Conditions for provision, use and dissemination of IP data

If permissible for certain applications or uses, which of the following internal uses are permitted?

17. Conditions for provision, use and dissemination of IP data

Does your Office permit partner Offices to provide IP data shared with them (including in bulk form) to third parties?

18. Conditions for provision, use and dissemination of IP data

Under what conditions would the provision of such data to third parties be permissible?

Please provide reasons why your Office does not permit the provision of such data to third parties

19. Data quality and error correction

26. Does your Office have mechanisms for checking data for assuring the quality of IP data before sharing them?

Not applicable, our Office does not share IP data

Which methods do you use on mechanisms for checking data for assuring the quality of IP data?

20. Data quality and error correction

Would your Office agree to partner Offices using their quality assurance mechanisms to detect errors in your IP data and providing them to your Office, for corrections at the source?

Would your Office permit partner Offices to correct errors in your IP data before they use internally, publish or share it?

Please provide details of permissible corrections

What would be the timeframe to make the corrections?

Is your Office able to make the corrections, or does the applicant need to be part of this process?

How will these corrections be tracked and managed?

21. Data quality and error correction

27. Does your Office apply any quality assurance mechanisms to the datacollected from other Offices?

No

22. Update frequency

28. What update frequency can your Office as providing Office realistically support?

	Real-time	Daily	Weekly	Monthly	Quarterly	Annually	Not applicable
Patents					X		
Trademarks					X		
Industrial designs					X		
Geographical indication							X

Other (please specify):

29. Please provide any additional information or comments.