



**海南法院
知识产权司法保护状况（2022）**

**Status of the Intellectual Property Juridical
Protection of Hainan Courts in 2022**

**海南省高级人民法院
The High People's Court of Hainan**

2023.4

海南法院知识产权司法保护状况

(2022 年度)

前 言

2022 年,海南法院坚持以习近平新时代中国特色社会主义思想为指导,深入学习习近平法治思想,深刻领悟“两个确立”的决定性意义,不断增强“四个意识”、坚定“四个自信”、做到“两个维护”,全面深入贯彻落实党的十九大和十九届历次全会、党的二十大精神。在省委的坚强领导下,在省人大的有力监督下,在省政府、省政协及社会各界关心支持下,在最高人民法院的精心指导下,海南法院认真贯彻省第八次党代会精神,自觉把法院工作融入“一本三基四梁八柱”战略框架中去思考、谋划、推动,找准工作结合点、着力点,在服务保障深海科技、加强种业司法保护等方面进行重点部署,逐项抓好工作落实。海南法院牢牢把握“司法为民 公正司法”工作主线,依法公正高效审执结各类知识产权案件 3883 件(不含执行案件),完善“1+1+4”司法保护布局,推进知识产权协同保护机

制建设，深化知识产权“三合一”审判机制改革，以“1+5+11”司法服务机制助力海南自由贸易港园区科技创新发展，不断加大知识产权司法保护力度，为服务海南自由贸易港建设提供有力司法服务保障。

The Status of Judicial Protection of Intellectual Property by Hainan Courts

(2022)

Preface

In 2022, Hainan courts adhered to the guidance of Xi Jinping Thought on Socialism with Chinese Characteristics for a New Era, deeply studied Xi Jinping's thought on the rule of law, thoroughly understood the decisive significance of "Two establishments", continuously enhanced "Four Consciousnesses", fortified "Four-sphere Confidence", accomplished "Two Upholds", and comprehensively and deeply implemented the spirit of the 19th CPC National Congress, the plenary sessions of the CPC Central Committee and the 20th CPC National Congress. Under the firm leadership of the CPC Provincial Committee, the effective supervision of the Provincial People's Congress, the support of the Provincial People's Government, the CPPCC Provincial Committee and all parties of the society, and the meticulous

guidance of the Supreme People's Court, Hainan courts earnestly carried out the spirit of the 8th CPC Provincial Congress, consciously incorporated the court works in the "1-3-4-8" strategic framework for thinking, planning and advancing, isolated the right points for the work to cut in and to take effect, deployed in such key areas as serving and safeguarding deep-sea technologies and strengthening the judicial protection for the seed industry, and carried out the works item by item. Hainan courts firmly grasped the main thread of "people's judiciary, just judicature" in their works, tried, enforced and concluded 3,883 IP-related cases (enforcement cases excluded) fairly and efficiently according to law, and improved the "1+1+4" judicial protection layout; advanced the construction of coordinated IP protection mechanism, deepened the reform of the "3-in-1" IP case adjudication mechanism, boosted the scientific innovation and development in industrial parks in the free trade port by the "1+5+11" judicial service mechanism, continuously enhanced the judicial protection of intellectual property and provided strong judicial service and guarantee to the construction of the Hainan Free Trade Port.

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一、充分发挥知识产权审判职能作用，助力创新发展

I . Fully Exert IP-related Adjudicative Functionalities, Boost Innovative Development

海南法院充分发挥知识产权审判职能，依法妥善审理知识产权民事、行政和刑事案件，有效保障知识产权权利人合法权益，有力打击知识产权侵权行为和犯罪行为。

Hainan courts fully exerted their IP-related adjudicative functionalities, properly tried civil, administrative and criminal IP cases by law, effectively safeguarded the lawful rights and interests of the IP right holders, and forcefully cracked down on IP infringement and IP-related criminal acts.

(一) 知识产权案件受理和审结基本情况

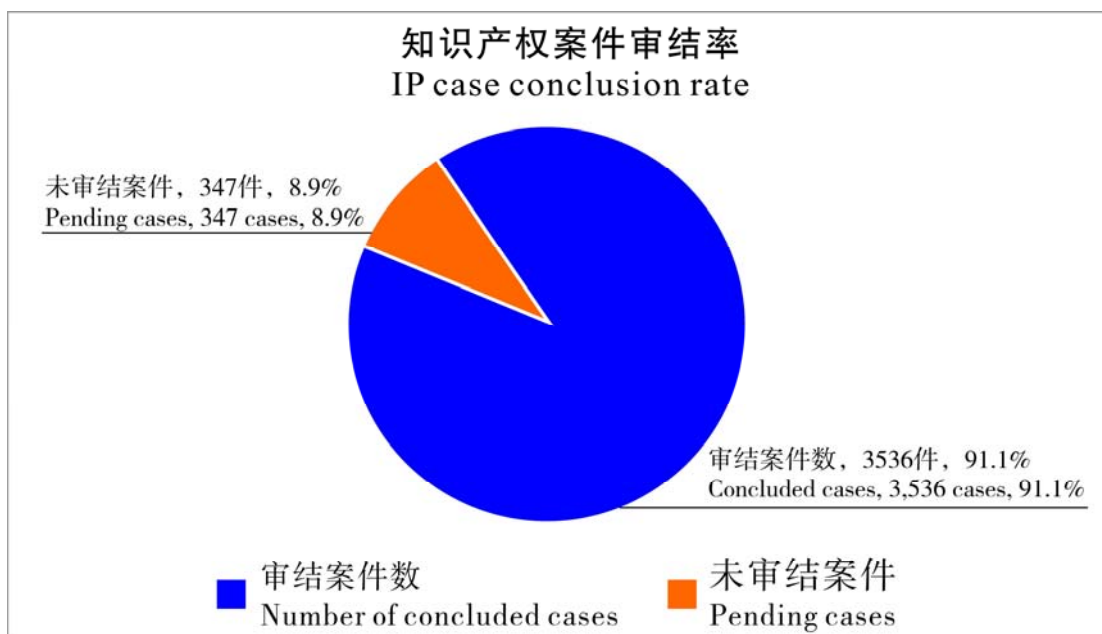
(I) IP case acceptance and conclusion

2022 年海南法院共受理知识产权案件 3883 件(不含执行案件)，审结 3536 件，结案率为 91.1%。其中，一审知识产权案件 3504 件，占比 90.2%；二审知识产权案件 379 件，占比 9.8%，上诉率为 10.9%。与 2021 年受理案件 2250 件相比，2022 年知识产权案件数量大幅攀升。

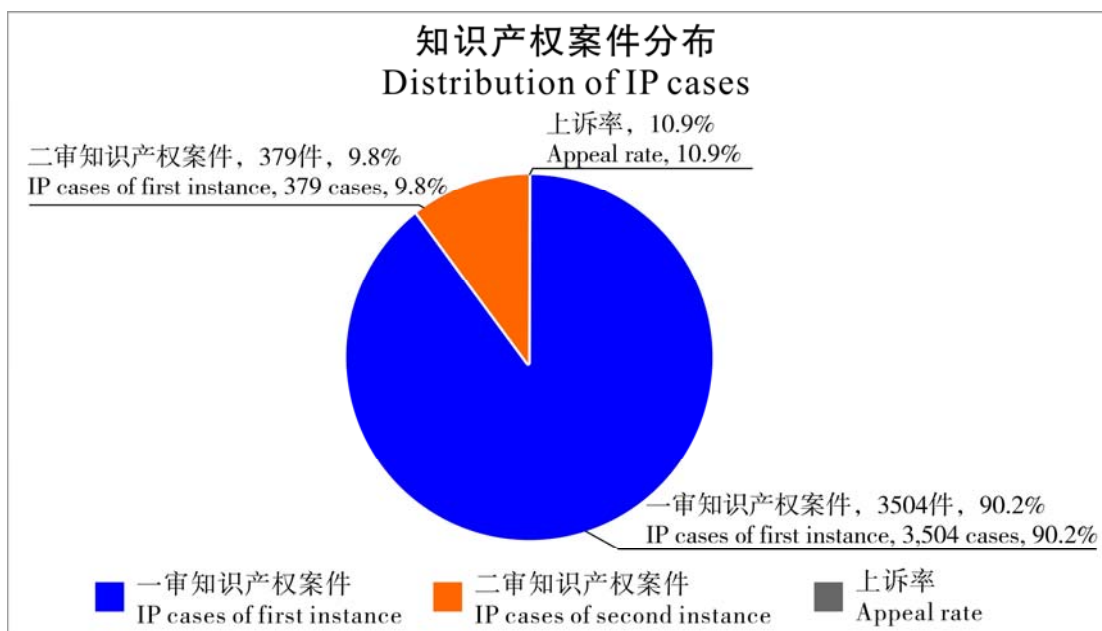
In 2022, Hainan courts accepted altogether 3,883 IP cases (enforcement cases excluded) and concluded 3,536 IP cases, accounting for 91.1%, where 3,504 IP cases were of the first instance, accounting for 90.2% and 379 IP cases of the second

instance, accounting for 9.8%, and the appeal rate was 10.9%. In comparison with the 2,250 cases accepted in 2021, the number of IP cases in 2022 increased significantly.

2022 年知识产权案件收结案图
Acceptance and conclusion of IP cases in 2022



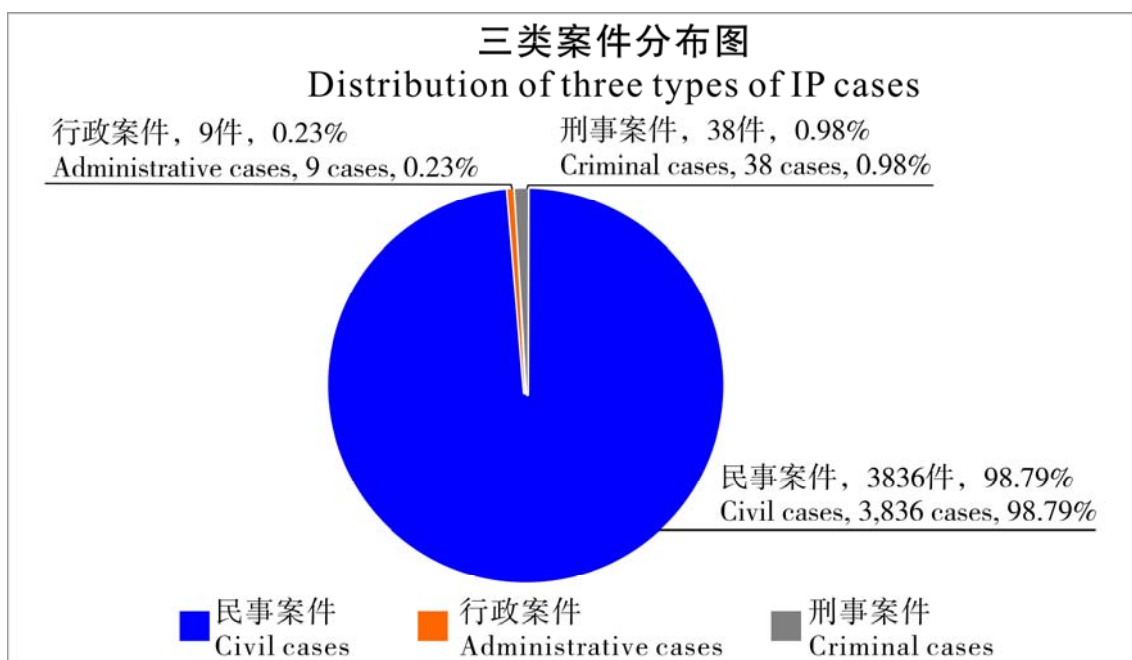
2022 年一审及二审案件比例图
Percentage of first/second instance cases in 2022



2022年,海南法院受理的3883件知识产权案件仍以民事案件为主,其中民事案件3836件,行政案件9件,刑事案件38件。通过民事审判,强化“鼓励创新、打击侵权”司法指引和导向,维护市场公平竞争,仍然是海南法院知识产权审判的主要职能。

In 2022, the 3,883 IP cases accepted by Hainan courts remained mostly civil cases, including 3,836 civil cases, 9 administrative cases and 38 criminal cases. And, to strengthen the judicial guidance and direction of “encouraging innovation, fighting infringement” via civil adjudication to maintain fair market competition is still the main role of IP case adjudication by Hainan courts.

2022年知识产权民事案件、行政案件及刑事案件比例图
Percentage of civil/administrative/criminal IP cases in 2022



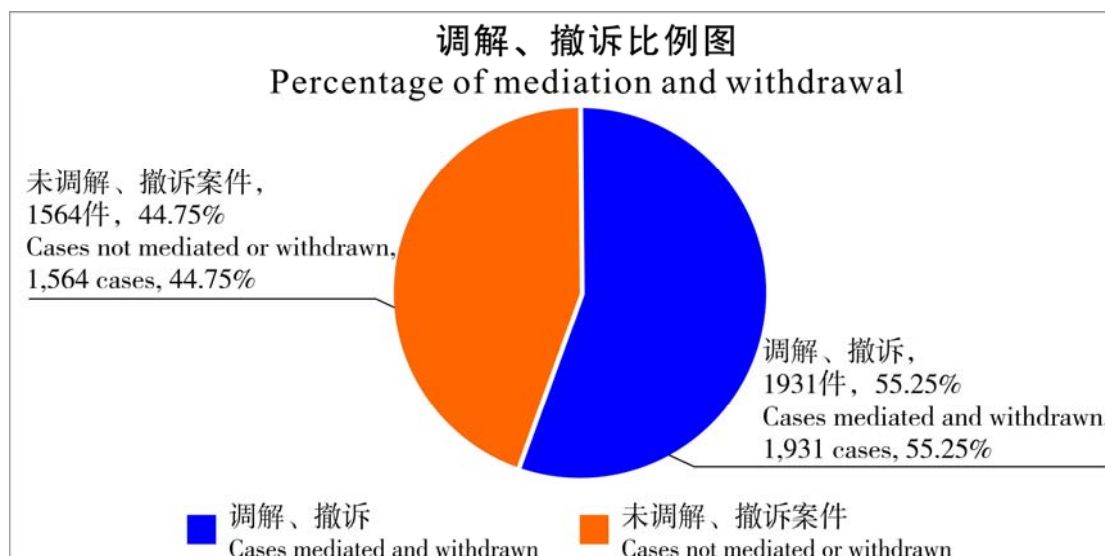
1. 依法审理知识产权民事案件, 服务创新发展, 维护公平竞争

1. Trying civil IP cases by law, serving innovative development, maintaining fair competition

2022 年海南法院共受理 3836 件知识产权民事诉讼案件，其中一审案件 3459 件，审结 3123 件，结案率 90.29%；二审案件 377 件，审结 372 件，结案率 98.67%。调解、撤诉 1931 件，调撤率 55.25%。调解与撤诉案件的比例增加，显示我省知识产权多元化纠纷解决机制日益完善，成效愈发凸显。

In 2022, Hainan courts accepted altogether 3,836 IP-related civil cases, where 3,459 cases were of the first instance and 3,123 cases concluded, accounting for 90.29%, and 377 cases were of the second instance and 372 cases concluded, accounting for 98.67%. 1,931 cases were settled or withdrawn after mediation, accounting for 55.25%. The higher percentage of settlement and withdrawal shows that Hainan's diversified IP-related dispute resolution mechanism is maturing and doing a better job with each passing day.

2022 年知识产权民事案件调解、撤诉及判决比例图
Percentage of mediated/withdrawn/tried civil IP cases in 2022



一是依法审理专利等技术类案件，支持企业创新发展。案件涉及植物新品种、海洋生态环境修复、太阳能海水淡化、软件开发、药品研发等重点产业、技术。海南自由贸易港知识产权法院（以下简称自贸港知产法院）审理的京研益农（寿光）种业科技有限公司与新疆昌丰农业科技发展有限公司植物新品种临时保护期使用费纠纷案，对权利人起诉前自行委托鉴定的证据审查规则以及合理开支的分担具有指引作用，该案判决生效后有效推动了系列案件的处理，促成另案当事人达成 70 万元的使用费支付协议和品种权许可协议，取得良好社会效果。

Firstly, adjudicating by law patent-related and other technical cases to support enterprise innovative development. These cases may involve such key industries and technologies as new plant variety, maritime ecosystem restoration, solar powered seawater desalination, software development, pharmaceutical research and development. The case of Jingyan Yinong (Shouguang) Seed Sci-Tech Co., Ltd. V. Xinjiang Changfeng Agricultural Technology Development Co., Ltd. for the royalty of new plant variety during provisional protection, which was tried by the Hainan Free Trade Port Intellectual Property Court (“Hainan FTP IP Court”), may serve as a guidance for evidence examination and reasonable expenses when the IP right holder chooses to engage an agency to assess the evidences prior to action. The judgment of the case effectively promoted the handling of the serial cases, and urged the parties in separate cases to reach RMB700,000 royalty payment

agreement and variety rights licensing agreement, producing a favorable social effect.

二是依法审理垄断和不正当竞争案件，准确把握竞争政策，保护竞争活力。案件涉及互联网平台、文化消费、消防安全检测等领域。在尚食实业有限公司与定安县粽子协会、海南龙昆大润发商业有限公司侵害商标专用权及不正当竞争纠纷案中，自贸港知产法院明确了“使用地理标志证明商标中地名的方式易造成相关消费者对商品或服务来源的误认”属于商标侵权，加强了对地理标志商标的保护，有力维护了市场竞争秩序。

Secondly, adjudicating by law monopoly and unfair competition cases to precisely align to the competition policies and protect the competition vitality. These cases may involve internet platform, cultural consumption, fire safety inspection, etc. In the case of Shangshi Industrial Co., Ltd. v. Anding County Rice Dumplings Association and Hainan Longkun RT Mart Commercial Co., Ltd. for infringing the exclusive right to use trademarks and unfair competition, Hainan FTP IP Court clarified that “using geographical indications to testify the place name in a trademark is liable to misleading the consumers on the origin of the commodity or service” and is thus an infringement of trademark, strengthening the protection of geographical indication trademarks and maintaining forcefully the order of market competition.

三是依法审理涉著作权、商标权等民事案件，有效净化市场，维护良好的营商环境。省高院审理的成都小龙翻大江餐饮

管理有限公司与海南大龙翻印餐饮管理有限公司擅自使用与他人有一定影响的商品装潢相同或者近似的标识纠纷案、琼海市人民法院审理的“老房子”商标侵权案件、海口市琼山区人民法院审理的爱亦锐光学“暴龙”商标侵权案、“火山荔枝”商标侵权案件以及三亚市城郊人民法院审理的“哈工大”商标侵权案均具有典型意义，有力维护和促进了市场公平竞争秩序。

Thirdly, adjudicating by law copyright- and trademark-related civil cases to effectively purify the market and maintain a favorable business environment. The case of unauthorized use by Chengdu Xiaolong Fandajiang Catering Management Co., Ltd. and Hainan Dalong Reprint Catering Management Co., Ltd. of logos identical or similar to others' commodities and decorations having a remarkable influence tried by Hainan High People's Court, the case of infringing "The Old House" trademark tried by Qionghai Primary People's Court, the cases of Artgri Optical BOLON trademark infringement and Volcano Litchi trademark infringement tried by Qionshan Primary People's Court, Haikou City, and the case of "Ha Gong Da" (Harbin Institute of Technology - HIT) trademark infringement tried by Chengjiao Primary People's Court, Sanya City, are all cases of typical significance, of which the adjudication greatly safeguards and promotes the fair market competition.

2. 依法审理知识产权行政案件，支持政府依法行政

2. Trying by law administrative IP cases, supporting

law-based government administration

2022 年海南法院共受理 9 件知识产权行政诉讼案件，其中一审案件 7 件，审结 6 件，结案率 85.7%；二审案件 2 件，审结 2 件，结案率 100%。海南法院通过知识产权行政案件审理，支持法治政府建设，支持依法行政。行政机关负责人出庭率 100%，依法行政意识显著提升。在海南南盾实业有限公司与海南省市场监督管理局反垄断行政处罚案中，自贸港知产法院从反垄断法预防和制止垄断行为的立法目的出发，在认定涉案协议为垄断协议的基础上，根据过罚相当原则，维持行政机关的处罚数额，依法支持反垄断行政执法，强化对垄断行为的打击和震慑，对海南自由贸易港法治化营商环境建设起到积极推动作用。

In 2022, Hainan courts accepted altogether 9 administrative IP cases, where 7 cases were of the first instance and 6 cases concluded, accounting for 85.7%, and 2 cases were of the second instance and 2 cases concluded, accounting for 100%. Hainan courts, by the adjudication of administrative IP cases, support the construction of the law-based government and law-based administration. The heads of administrative organs all, 100% of them, answered charges in court and their awareness of law-based administration is remarkably improved. In the case of Hainan Nandun Industry Co., Ltd. v. Hainan Administration for Market Regulation for an anti-monopoly administrative penalty, the Hainan FTP IP Court, from the perspective of the law-making purpose of the Anti-monopoly Law to prevent and curb monopolizing acts, ruled that the agreement in

the case was a monopoly agreement and sustained the sum of penalty meted out by the administrative organ as per the principle of corresponding fault and penalty, supporting the anti-monopoly administrative enforcement, fortifying the monopoly fighting and deterring efforts, and boosting the construction of a law-based business environment in the free trade port.

3. 加强刑事案件审理，有力打击知识产权刑事犯罪

3. Strengthening the trial of criminal cases, cracking down on IP-related criminal offenses

全国人大常委会《关于设立海南自由贸易港知识产权法院的决定》赋予自贸港知产法院刑事审判职能，提升知识产权司法保护整体效能。海南法院扎实推进知识产权审判“三合一”工作，强化刑事审判工作，有力打击涉知识产权刑事犯罪。2022年海南法院共受理刑事案件38件，审结33件，结案率86.8%。例如三亚市城郊人民法院审理的陈某某侵犯著作权罪一案。自2020年4月份开始，陈某某以营利为目的，通过购买域名、租用境外服务器，自行搭建魅力社网站，通过苹果CMS视频管理系统，从“最大资源网”等网站收集影视作品，链接到魅力社网站供公众观看，未经著作权人许可，向公众传播他人影视作品。魅力社网站内的VIP电影、福利视频、福利电影等栏目影视作品，均需通过注册会员账号登录播放。会员购买充值卡分为包季、包年、包永久。2020年，公安机关在开展净网行动过程中发现陈某某涉嫌侵犯著作权罪，移送立案侦查，后于同年9

月 5 日抓获陈某某。经鉴定,陈某某传播他人影视作品共计 1187 部,魅力社网站注册会员 29724 个,点击量 500676 次。三亚市城郊人民法院判决:陈某某犯侵犯著作权罪判处有期徒刑二年八个月,并处罚金人民币五千元,没收犯罪工具和违法所得。陈某某不服,提出上诉。二审驳回上诉,维持原判。该案判决取得了良好的震慑效果。

The Decision of the Standing Committee of the National People's Congress on the Establishment of the Hainan Free Trade Port Intellectual Property Court confers upon the Hainan FTP IP Court the function of criminal adjudication to improve the overall efficiency of judicial protection for intellectual property. Hainan courts earnestly advance the "3-in-1" adjudication of IP cases, enhance criminal adjudication and forcefully fight IP-related criminal offenses. In 2022, Hainan courts accepted altogether 38 criminal IP cases and concluded 33 cases, accounting for 86.8%. Take the case of Chen XX violating a copyright, which was tried by the Chengjiao Primary People's Court, Sanya City, for example. In April, 2020 and thereafter, Chen XX, for the purpose of making profit, purchased domain names and rented overseas servers to build the unauthorized website of meilishe.cc, gathered, via the CMS visual management system of Apple Inc., movies and TV series from zuidazy.org and other websites, and established links to meilishe.cc for public viewing, spreading to the public the visual works of others without the permit of the copyright holders. All the

VIP movies, complimentary visuals and complimentary movies in meilishc.cc were available only to viewers who had registered and logged on a member account. The members had to purchase quarterly, yearly and timeless pre-paid cards. In 2020, when the public security organs launched the “clean internet” campaign, Chen XX was suspected of the offense of violating copyrights, and was filed for investigation. On September 5, 2020, Chen XX was taken custody. After verification, Chen XX spread 1,187 works of movies and TV series authored by others, and the website of meilishc.cc recorded 29,724 registered members and 500,676 clicks. The Chengjiao Primary People’s Court, Sanya City, decided that Chen XX committed the crime of violating copyrights and be sentenced to two years and eight months in prison with a fine of RMB5,000, and the tools involved in the crime and illegal gains be confiscated. Chen XX, dissatisfied with it, filed an appeal against the decision. The court of second instance rejected the appeal and sustained the judgment of the first instance. The judgement of the case has produced a good deterring effect.

4. 加强知识产权案件的执行力度，探索新型执行方法

4. Strengthening IP case enforcement, exploring new enforcement methods

2022 年海南法院共受理执行案件 961 件，其中首执案件 911 件、执行保全案件 36 件，共结案 910 件，结案率 94.7%。海南法院坚持依法公正善意文明执行，加大执行力度，用尽用足执行

强制措施，确保权利人的利益实现。探索建立知识产权领域严重失信主体黑名单制度，向省市场监督管理局、省知识产权局发送司法建议，对犯销售假冒注册商标的商品罪、非法经营罪、侵犯商业秘密罪、侵犯著作权罪等 9 宗案件 12 人严重违法失信行为实施信用惩戒，列入知识产权严重违法失信主体名单，通过全国企业信用信息公示系统向社会公示，推进知识产权诚信体系建设。

In 2022, Hainan courts accepted altogether 961 IP-related enforcement cases, where 911 were first-time enforcement cases, 36 enforcement and preservation cases and 910 cases were concluded, accounting for 94.7%. Hainan courts adhere to just, bona fide and civilized enforcement by law, and strengthen enforcement by fully employing all available enforcement measures to safeguard the rights and interests of the IP right holders. They explored the blacklisting of seriously dishonest entities in the area of intellectual property, and served judicial suggestions to the Provincial Administration for Market Regulation and the Provincial Intellectual Property Office to reprimand in credit the serious law-breaking or dishonest acts of 12 persons for committing in 9 cases the crimes of selling commodities counterfeiting registered trademarks, conducting illegal business operation, violating business secrets, infringing copyrights, etc., and put them on a list for serious law-breaking or dishonest entities in relation to intellectual property, which is announced to the public on the

National Enterprise Credit Information Publicity System, promoting the construction of an IP-related credit system.

(二) 知识产权案件审判特点

(II) Features in IP case adjudication

一是案件数量大幅攀升。近年来，海南自由贸易港引进和支持设立了大量高新技术企业，市场主体日益活跃，知识产权的保护需求明显增加，“尊重知识、崇尚创新、诚信守法、公平竞争”的知识产权理念日益深入人心，知识产权在海南自由贸易港建设发展中的作用愈加凸显。市场主体的活跃和需求，直接导致知识产权案件数量的大幅增加。2022年海南法院受理知识产权案件同比增长72.58%。

Firstly, growing number of cases. Hainan Free Trade Port has in recent years introduced and helped set up a large number of high-tech enterprises; market entities are growing more and more prosperous; the demand for IP protection increases remarkably; the IP concept of “respecting knowledge, advocating innovation, honest and lawful, fair competition” is widely accepted; and intellectual property is playing a growing role in the construction and development of the free trade port. The prosperity and demand of market entities have directly led to the dramatic increase in the number of IP cases. In 2022, Hainan courts accepted 72.58% more IP cases than the previous year.

二是新型、疑难复杂案件增加。随着海南自由贸易港建设的深入推进，新领域、新业态、新类型的专业性、技术性案件

存在增多趋势。以自贸港知产法院为例，该院 2022 年审理专利等技术类案件 137 件，同比增加 179.59%，涉及植物新品种、海洋生态环境修复、太阳能海水淡化、软件开发、药品研发等重点产业、高新技术。海南法院加强新兴领域知识产权保护，促进新领域新业态健康发展的任务更加繁重。

Secondly, more new-type, doubtful and complicated cases.

With the further advancement of the construction of the Hainan Free Trade Port, the number of highly professional and technical cases in new sectors, new business models and new types increases. Take the Hainan FTP IP Court for example. In 2022, the Court tried 137 patent-related and other technical cases, 179.59% more than the previous year, and the cases involved new plant variety, maritime ecosystem restoration, solar powered seawater desalination, software development, pharmaceutical research and development and other key industries and high technologies. Hainan courts strengthen the IP protection in emerging fields, and the duty to promote the healthy development of new sectors and new business models is a heavy one.

三是知识产权纠纷愈发集中。海南法院受理的一审案件中，与 11 个重点园区相关的企业当事人约占 40%左右。重点园区案件增多主要有两方面原因：一方面，高新技术产业集中于重点园区，本身具有知识产权保护的客观需求；另一方面，自贸港知产法院强化重点园区的知识产权保护，创建了“1 个知识产权法院+5 个巡回办案点+11 个重点园区司法保护联系点”的司法

服务保障工作机制，有力提升了园区企业的知识产权保护意识。

Thirdly, more IP-related disputes. Among the first instance cases that Hainan courts accepted, about 40% involved enterprises that were connected with the 11 key industrial parks. The two main reasons behind the increase in key park-related cases are that, on the one hand, high-tech industries cluster in key parks and they need to protect their IP rights; on the other, the Hainan FTP IP Court strengthens the IP protection in key industrial parks and has created a “1 IP court + 5 circuit tribunals + 11 key industrial park liaison offices” judicial service and assurance working mechanism, greatly improving the awareness of the enterprises in industrial parks to protect their intellectual property.

四是知识产权案件地域分布不均衡。海南法院在“东西南北”各有一个基层法院受理知识产权案件，案件呈现不均衡的特点。四个基层法院共受理知识产权一审民事案件 3294 件，其中海口市琼山区人民法院受理 2017 件，三亚市城郊人民法院受理 776 件，儋州市人民法院受理 93 件，琼海市人民法院受理 408 件。目前案件受理态势是南北强，东西弱，但随着文昌航天科技城、博鳌乐城先行区等重点园区的发展，以及“儋洋一体化”的持续深入推进，海南东部和西部的知识产权案件数量将呈现大幅增长态势。

Fourthly, the disequilibrium of IP cases in different regions. Hainan has in the east, west, south and north regions a grassroots court each to accept IP cases, and their case burdens vary. The four

grassroots courts accepted altogether 3,294 civil IP cases of the first instance, i.e., 2,017 cases by Qiongsan Primary People's Court, Haikou City, 776 cases by Chengjiao Primary People's Court, Sanya City, 93 cases by Danzhou Primary People's Court and 408 cases by Qionghai Primary People's Court. At present, there are more cases in the south and north regions and fewer in the east and west. However, as the Wenchang International Aerospace City, Boao Lecheng Pilot Zone and other key parks are developing and the Danzhou-Yangpu integration is advancing continuously, the number of IP cases in the east and west regions of Hainan Province has been on an upward trend.

五是涉外案件明显增多。2021年至2022年，海南法院共受理和审结涉外知识产权纠纷58件和47件，涉及美国、德国、韩国、澳大利亚、荷兰、芬兰、日本等世界主要经济体，诸多案件与海南自由贸易港建设相关。目前虽然案件总体数量不多，但增长趋势明显。海南法院坚持把依法平等保护中外当事人合法权益贯穿于涉外知识产权审判全过程，主动对接国际高标准经贸规则，积极服务高水平对外开放，努力打造知识产权国际争端解决的优选地。

Fifthly, remarkably more foreign-related cases. In 2021/2022, Hainan courts accepted and concluded altogether 58 and 47 foreign-related IP cases involving such major economies as the USA, Germany, South Korea, Australia, the Netherlands, Finland and Japan, and many of the cases were related to the

construction of the Hainan Free Trade Port. The total number of such cases are not large at present, but the increase is remarkable. Hainan courts adhere to the fair and law-based protection of both Chinese and foreign parties' lawful rights and interests throughout the trial of foreign-related IP cases, take the initiative to align their practice to the international high-standard economic and trade rules, earnestly serve the high-level opening-up to the world, and try to create an ideal venue for the settlement of international IP disputes.

六是案件审判质效不断提升。在案件受理量显著增长的情况下，全省法院坚持向改革要动力，充分发挥速审机制和信息化手段的集成效应，合理优化司法资源，案件审理质效明显提升。2022年海南法院共受理3836件知识产权民事诉讼案件，其中一审案件结案率90.29%；二审案件结案率98.67%，案件调撤率55.25%，各项数据较2021年均有大程度的提升。

Lastly, higher quality and efficiency in adjudication. Facing the significant increase in the number of accepted cases, Hainan courts stick to reforms for momentum, fully exert the synergistic effect of summary trial mechanism and IT methods, and reasonably optimize judicial resources to improve the adjudication quality and efficiency. In 2022, Hainan courts accepted altogether 3,836 civil IP cases, where 90.29% of the first instance cases were concluded, 98.67% of the second instance cases were concluded, and 55.25% of the cases were withdrawn or solved through mediation, recording a dramatic increase in every respect over 2021.

二、优化知识产权审判布局，服务海南自由贸易港建设大局，营造法治化营商环境

II. Optimize IP Trial Layout, Serve the Big Picture of FTP Construction, Create a Law-based Business Environment

海南法院紧紧围绕海南自由贸易港建设大局，合理配置审判资源，强化知识产权制度创新，加强重点领域、重点产业的司法保护，取得了良好的效果。

Hainan courts reasonably distribute trial resources for the construction of the Hainan Free Trade Port, fortify the IP system innovation, strengthen the judicial protection for key sectors and key industries and have achieved satisfactory effect.

(一) 完善知识产权司法保护布局，充分发挥司法保护效能

(I) Improving the judicial IP protection layout, fully exerting judicial protection function

海南法院根据海南自由贸易港“三极一带一区”区域协调方略，配足配强知识产权审判力量，着力加强知识产权保护。为适应博鳌乐城先行区、“儋洋一体化”等产业发展，今年年初，省高院向最高人民法院申请增加琼海市人民法院、儋州市人民法院作为知识产权一审法院。最高人民法院给予了大力的支持，自2022年5月1日起，海南法院在海口市琼山区人民法院、三

亚市城郊人民法院的基础上，增加儋州市人民法院、琼海市人民法院跨区域管辖普通一审知识产权案件，形成东西南北的管辖布局。相应地，省高院重新调整出台《海南省高级人民法院 海南省人民检察院 海南省公安厅关于知识产权刑事案件指定管辖若干问题的意见（2022年第二次修正）》《海南省高级人民法院关于知识产权案件管辖衔接若干问题的意见》，进一步便利当事人诉讼。

Hainan courts, in accordance with the Hainan Free Trade Port “3-pole, 1-belt, 1-zone” regional coordination strategy, are equipped with sufficient and competent IP trial staffs and focus on strengthening IP protection. In response to the industrial development of Boao Lecheng Pilot Zone and Danzhou-Yangpu integration, Hainan High People’s Court applied at the beginning of the year to the Supreme People’s Court for adding Qionghai Primary People’s Court and Danzhou Primary People’s Court to the list of the first instance IP courts, and the Supreme People’s Court has granted its strenuous support. Since May 1, 2022, Danzhou Primary People’s Court and Qionghai Primary People’s Court joined Qionghai Primary People’s Court, Haikou City and Chengjiao Primary People’s Court, Sanya City for the cross-regional jurisdiction over first instance IP cases that apply ordinary procedure, forming an east-west-south-north layout of jurisdiction. Hainan High People’s Court, accordingly, revised the

Opinions of Hainan High People's Court, Hainan Provincial People's Procuratorate, Hainan Provincial Department of Public Security on Several Issues Concerning the Designated Jurisdiction of Intellectual Property-Related Criminal Cases (2nd Rev., 2022) and the Opinions of Hainan High People's Court on Several Issues Concerning the Connection of Jurisdiction of Intellectual Property Cases to further facilitate the parties' litigations.

(二) 推进知识产权协同保护机制建设，融入知识产权保护全链条、大保护工作格局

(II) Promoting the construction of a coordinated IP protection mechanism, integrating in the entire IP protection chain and the greater protection work layout

省高院与省知识产权局共同发布《海南省推进设立一体化知识产权保护机制工作方案》，提出打造崖州湾一体化知识产权保护样板、建设综合性知识产权保护中心、构建我省“全类别、全链条、多渠道、多主体”“一体化”知识产权保护体系。自贸港知产法院积极探索“依当事人申请的知识产权纠纷行政调解协议司法确认制度”，该院通过司法确认程序确认 1 件民事调解纠纷和 1 件行政调解纠纷，均为海南首例。中国知识产权报专题报道该案件，在全国范围内取得良好反响。省高院指导自贸港知产法院与省知识产权局联合印发《关于建立知识产权纠纷“调审一体化”机制的通知》，推动各市县市场监督管理局与相关法院对口建立诉调对接机制，并在人民法院调解平台在线认

证 6 家特邀调解组织，加强诉调衔接工作。2022 年，自贸港知识产权法院通过诉前委派和诉中委托方式推送调解组织调解案件 147 件，调解成功 115 件，调解率 78.23%，多元化解成效显著。

Hainan High People's Court and the Provincial Intellectual Property Office jointly released the Working Plan of Hainan Province on Advancing the Establishment of an Integrated Intellectual Property Protection Mechanism, and proposed to create a Yazhou Bay integrated IP protection template, build a comprehensive IP protection center and structure an integrated Hainan “all-type, full-chain, multi-channel, poly-entity” IP protection system. The Hainan FTP IP Court earnestly explores a “system for the judicial affirmation of administrative mediation agreements on IP disputes at the request of the parties”, and has affirmed via judicial affirmation procedures 1 civil mediation dispute and 1 administrative mediation dispute, both being the first case in Hainan Province respectively. China Intellectual Property News published a special report on the case, receiving favorable response nationwide. Under the guidance of Hainan High People's Court, the Hainan FTP IP Court and the Provincial Intellectual Property Office jointly issued the Notice on Establishing a “Mediation-Adjudication Integration” Mechanism for resolving Intellectual Property Disputes to promote the city and county administrations for market regulation to establish with the

corresponding people's courts a litigation-mediation connecting mechanism, and authenticated online 6 special mediation agencies on the people's court mediation platform to strengthen the litigation-mediation connection. In 2022, the Hainan FTP IP Court referred before and during the litigation 147 cases to mediation agencies, where 115 cases were successfully mediated, accounting for 78.23%, showing the significant effect of diversified dispute resolution.

(三) 加大种业知识产权保护力度，服务保障“南繁硅谷”建设

(III) Strengthening IP protection for the seed industry, serving and safeguarding “Nanfan Silicon Valley” construction

省高院指导自贸港知产法院在三亚崖州湾科技城设立知识产权特区审判庭和知识产权司法保护联系点，建立植物新品种知识产权司法保护实践基地。自贸港知产法院与最高人民法院民三庭共同设立“人民法院知识产权司法保护种质资源研究（海南）基地”。自此，自贸港知产法院在崖州湾科技城建立起集种业司法审判、服务保障、理论研究、田间实践职能为一体的多角度全方位工作机制和“一庭一点两基地”的工作布局，有效保障国家种业知识产权战略实施、助力热带高效农业可持续发展。

Under the guidance of the Hainan High People's Court, the Hainan FTP IP Court set up a special IP zone tribunal and a judicial IP protection liaison office in Sanya Yazhou Bay Science and

Technology City, creating a judicial IP protection and practice base for new plant varieties. The Hainan FTP IP Court and the Third Civil Division of Supreme People's Court jointly established the People's Courts Protecting Germplasm Resources Through IP Judicature (Hainan) Research Base. And ever since, the Hainan FTP IP Court has completed a multi-perspective all-round working mechanism and a "one court, one liaison office, two bases" working layout in the Yazhou Bay Science and Technology City, effectively safeguarding the implementation of the national seed industry IP strategy and boosting the sustainable development of the tropical high-yield agriculture.

(四) 加强制度集成创新，服务营商环境

(IV) Strengthening system integration and innovation, serving the business environment

海南法院贯彻落实习近平总书记提出的“把制度集成创新摆在突出位置”的指示，加强知识产权法治保障，支持高新技术产业等现代产业领域的制度创新。省高院、自贸港知产法院与相关单位共同创建“创设省级统一的类案裁判指引制度”“南繁种业知识产权特区”两个案例，分别纳入第十四批、第十五批海南自由贸易港制度集成创新案例。自贸港知产法院与三亚崖州湾科技城管理局共同申报的案例《三亚崖州湾科技城聚焦种业知识产权保护助力种业振兴战略落地见效》，纳入海南省第二批优化营商环境示范案例。

Hainan courts carry out General Secretary Xi Jinping's instructions on "placing system integration and innovation in a prominent position", strengthen law-based IP protection and support system innovation in high-tech industry and other modern industries. Hainan High People's Court, the Hainan FTP IP Court and the relevant authorities jointly created the two cases of "Establishing a provincial-level directive system for the judgment of similar cases" and "Nanfan seed industry special IP court", which were adopted as Hainan Free Trade Port system integration and innovation cases (fourteenth & fifteenth batches). The Hainan FTP IP Court and the Sanya Yazhou Bay Science and Technology City Administration jointly submitted the case of "Sanya Yazhou Bay Science and Technology City Focusing on Seed Industry IP Protection, Boosting the Implementation and Taking Effect of the Seed Industry Revitalization Strategy", which was adopted as a Hainan's demonstration case for improving business environment (second batch).

(五) 深化司法服务保障机制建设，主动靠前服务保障重点园区

(V)Deepening judicial service and guarantee mechanism construction, actively offering service at the frontline to safeguard key industrial parks

海南法院围绕国家重点战略实施和创新驱动发展，积极主

动为南繁育种、医疗新科技、数字创意等重点领域、新兴产业的推进建设提供司法服务，发挥“1个知识产权法院+5个巡回办案点+11个重点园区司法保护联系点”的司法服务保障工作机制的作用，公开开庭审理案件，做好司法保护和法治宣传，服务重点园区科技创新。自贸港知产法院以三亚崖州湾科技城种业知识产权保护为主题制作的《一粒种子的保护》微动漫，荣获全国第九届“金法槌奖”微视频类三等奖、海南自由贸易港法动漫微视频暨全国第十八届法治动漫微视频作品征集评选活动一等奖。

Centered on the implementation of the national key strategies and the innovation-driven development, Hainan courts are earnest to provide judicial service to the advancement and construction of such key areas and emerging industries as Nanfan breeding, new medical technologies and digital creation, give full play to the “1 IP court + 5 circuit tribunals + 11 key industrial park liaison offices” judicial service and guarantee working mechanism, and hold public trial to spread the knowledge of judicial protection and the rule of law to serve the scientific innovation in key industrial parks. The Hainan FTP IP Court made a micro-animation “Protecting a Seed” on the basis of the seed industry IP protection in Sanya Yazhou Bay Science and Technology City, and won the third prize in the Ninth National Golden Gavel Award (micro-animations) and the first prize in the Hainan Free Trade Port Law Micro-Animation cum

Eighteenth National Legal Micro-Animations Contest.

(六) 加强海南本地特色农产品地理标志保护，推动和保障区域特色经济发展

(VI) Strengthening the geographical indication protection for Hainan local specialty farm products, promoting and safeguarding the development of regional specialty economy

知识产权保护和运用，不仅聚焦高新技术产业，也着眼地方特色资源保护，着眼农民权益保护。自贸港知产法院对“桥头地瓜”“福山咖啡”等海南自由贸易港特色农产品地理标志进行调研，形成地理标志司法保护指南，探索知识产权保护与乡村振兴相融合、共发展。下一步，海南法院将进一步加强农产品地理标志保护，让知识产权保护惠及更多的农民。

IP protection and employment involve not only high-tech industries but also local specialty resources and farmers' rights and interests. The Hainan FTP IP Court has studied the geographical indications for Qiaotou Digua (sweet potatoes from Qiaotou Town), Fushan Kafei (coffee from Fushan Town) and other specialty agricultural products from Hainan Free Trade Port, worked out a guideline for the judicial protection of geographical indications and explored the integrated development of IP protection and rural revitalization. Afterwards, Hainan courts will further strengthen the geographical indication protection of farm products and extend the benefit of IP protection to more farmers.

三、积极开展国际交流合作，打造知识产权司法保护新高地

III . Actively Conduct International Exchange and Cooperation, and Build a Fortress for the Judicial Protection of Intellectual Property

随着海南自由贸易港建设的深入，涉外知识产权案件将日益增多，知识产权审判国际化趋势将进一步增强。海南法院着眼未来，积极开展对外司法交流，主动对标国际规则，努力提升海南自由贸易港知识产权审判的影响力。

As the construction of the Hainan Free Trade Port deepens, more and more foreign-related IP cases emerge, and the adjudication of IP cases grows more and more international. Hainan courts look into the future and are active to engage in judicial exchange with the world, aligning their practice to the international rules and sparing no efforts to raise the influence of IP adjudication in the Hainan Free Trade Port.

(一) 积极对接高标准国际规则，提升国际化司法能力

(I) Earnestly aligning to the high-standard international rules, and improving international judiciary capacity

海南法院主动适应自由贸易港建设需求，对接国际规则，加强前瞻性调研，举办海南自由贸易港知识产权法治建设研讨会，协助最高人民法院举办“种质资源知识产权司法保护”研

讨会，举办外事政策和涉外礼仪专题讲座，开展 RCEP、CPTPP 等贸易协定的专题学习研讨，加强对知识产权保护面临的国际新动态、新趋势、新发展跟踪研究，搜集、整理，刊印知识产权国际动态专报 3 期。

Hainan courts actively adapt to the need of the free trade port construction, align judicial practice to the international rules and conduct prospective study. Hainan courts have so far hosted Hainan Free Trade Port IP-related Legal Construction Symposium, assisted the Supreme People's Court in sponsoring the symposium of "Judicial IP Protection of Germplasm Resources", organized lectures on foreign affairs policies and protocols, conducted studies and discussions on RCEP, CPTPP and other trade agreements, strengthened longitudinal studies of new dynamics, new trends and new developments in international IP protection, and compiled and printed three issues of international IP reports.

(二) 主动服务保障，提升服务国际化营商环境水平

(II) Actively offering service and guarantee for improving the capacity to serve international business environment

海南法院利用“4·26”知识产权宣传周、派驻专业团队服务保障消博会、中国种子大会、中国（海南）国际热带农产品冬季交易会、海南岛国际电影节等重大活动，加强知识产权宣传，做好知识产权司法服务保障工作。在第二届消博会、2022 中国种子大会及第四届海南岛国际电影节期间，自贸港知识产

权法院印制发布有关展会、种业、影视作品知识产权司法保护典型案例共 3 批 22 个，受到广泛好评。

By making use of the April 26 Intellectual Property Publicity Week and seding professional team, Hainan courts provided judicial IP service and guarantee for many major events such as China International Consumer Products Expo, China Seed Industry Conference, China (Hainan) International Tropical Agricultural Products Winter Trade Fair, Hainan Island International Film Festival to strengthen IP publicity. During the 2nd China International Consumer Products Expo, 2022 China Seed Industry Conference and the 4th Hainan Island International Film Festival, the Hainan FTP IP Court printed and issued three batches of 22 typical cases of judicial IP protection concerning exhibitions, seed industry and movies and TV series, which were well received by all parties.

(三) 加强司法宣传工作，展现海南法院形象

(III) Strengthening judicial publicity and exhibiting Hainan courts' image

省高院召开新闻发布会，以中英文双语形式向社会通报 2021 年海南法院知识产权司法保护状况及典型案例。自贸港知识产权法院赴重点园区开庭审理案件，并邀请企业代表旁听庭审，中国庭审公开网、自贸港知识产权法院官方头条号、抖音号对该案进行庭审直播，10 余万网友在线观看，收到良好的宣传效果。海口市琼山区人民法院选取知识产权典型案例制作了“以案释

法”宣传节目。4·26世界知识产权日宣传活动的报道在人民法院报、法制日报等多家媒体刊载，取得良好的社会效果。

Hainan High People's Court hosted press conference to report in both Chinese and English the condition of judicial protection of intellectual property by Hainan courts and the typical cases in 2021. The Hainan FTP IP Court held a court trial in a key industrial park, and invited enterprises to be present at the court. China Court Trial Online, the Hainan FTP IP Court Toutiao account and Douyin account livestreamed the court trial and more than 100,000 viewers watched the trial online, producing a good effect in terms of publicity. The Qiongsan Primary People's Court, Haikou City made a "Law in Case" publicity program on the basis of a typical IP case. The publicity activities during the April 26 World Intellectual Property Day were covered by China Court, Legal Daily and other media, achieving a good social effect.

(四) 加强国际司法交流，提升国际影响力

(IV) Strengthening international judicial exchange and enhancing international influence

海南法院积极开展高水平国际司法交流，参加博鳌亚洲论坛知识产权分论坛、RCEP种业知识产权保护论坛等国际会议，发出海南自由贸易港知识产权司法保护声音。自贸港知产法院法官受邀为丹麦哥本哈根大学开设线上讲座“中国商标注册与保护的实践”，选派法官参加韩国专利法院举办的2022年国际

知识产权法院会议，接待日本贸易振兴机构广州代表处代表来访。加强与世界知识产权组织仲裁与调解上海中心、世界知识产权组织北京办事处的协调和沟通，积极稳步推进涉外知识产权纠纷多元化解机制建设，着力提升海南法院化解知识产权纠纷的国际影响力。

Hainan courts are active to conduct high-level international judicial exchanges, for example it has participated in the Boao Forum for Asia (BFA) Intellectual Property Sub-forum, RCEP Seed Industry IP Protection Forum and other international meetings, and let the world hear the voice of judicial IP protection in the Hainan Free Trade Port. A judge from the Hainan FTP IP Court was invited to give online lectures on “China’s Practice on Trademark Registration and Protection” for the University of Copenhagen. The Court also appointed judges to attend the International IP Court Conference 2022 (“2022 IIPCC”) sponsored by the Patent Court of Korea, received the delegation from the Japan External Trade Organization (JETRO) Guangzhou Office, strengthened coordination and communication with the World Intellectual Property Organization (WIPO) Arbitration and Mediation Shanghai Service and WIPO Office in China, earnestly and steadily promoted the construction of a diversified resolution mechanism for foreign-related IP disputes and focused on improving Hainan courts’ international influence in resolving IP disputes.

四、坚持以党建为引领，锻造忠诚干净担当的法院队伍

IV. Adhere to the Guidance of Party Construction and Forge Faithful Clean and Responsible Court Team

海南法院深入贯彻习近平总书记“五个过硬”的总要求，努力打造忠诚干净担当、党和人民放心的法院队伍。

Hainan courts thoroughly carry through General Secretary Xi Jinping's general requirements of "Five Trustworthy Qualities" and make every effort to build a faithful, clean and responsible court team in which the Party and the people may have confidence.

(一) 始终把政治建设放在首位

(I) Consistently making political construction the top priority

省高院加强党组班子和机关党建建设，在全国法院创新设立党组办公室，协助党组全面履行从严治党主体责任，明确以党建带队建促审判工作思路，把党建工作和业务工作同谋划、同部署、同推进。自贸港知产法院审判事务部党支部获评海南省直机关第四批“标准化党支部示范点”。自贸港知产法院党建创新案例《构建党建引领知识产权一体化保护“四共一体”新机制》入选最高人民法院第二届新时代人民法院党建创新优秀案例，并获海南省“椰树杯”党建案例三等奖。创新党建活动载体机制。落实省委“以党建引领自贸港建设”部署，开展多

种形式党建活动，与省知识产权局、重点园区等有关单位支部联学共建，以业务为纽带推动党建与业务工作相融合。

Hainan High People's Court strengthens the Party construction of the leading Party group and the organ branches and has set up a Party Group Office, a innovation among the people's courts across the country, to assist the Party group to comprehensively perform the principal responsibility in strict Party governance, define a working roadmap of "Party construction driving court team construction and promoting adjudication", and effect the coordinated planning, deployment and promotion of both Party construction and business works. The Party branch of the Hainan FTP IP Court Adjudicative Affairs Department was elected a "Standard Party Branch Demonstration Unit (fourth batch)" for Hainan provincial government organs. The Party construction innovation case "Creating a 4-common and 1-entity New Mechanism for Party Construction Leading the Integrated Protection of Intellectual Property" of the Hainan FTP IP Court was elected an excellent case in the Second Session of the New Era People's Courts Party Construction Innovation program sponsored by the Supreme People's Court, and won the third prize in Hainan's Yeshu Cup Party Construction Contest. Hainan courts innovate activities, carriers and mechanisms for Party construction , implement the provincial Party committee's "Leading Free Trade

Port Construction by Party Construction” deployment and conduct various Party construction activities, including joint education and construction with the Provincial Intellectual Property Office, key industrial parks and other units to promote the integration of Party construction with business works by the bond of judicial works.

(二) 大力加强法官素能建设

(II) Energetically strengthening the judges’ quality and capacity

海南高院制定实施《2022 年全省法院素能建设实施方案》，广泛开展各类实战化大培训，着力提升队伍素能。建成海南法院知识产权人才资源库，为高质量发展夯实队伍基础。自贸港知产法院党组书记、院长“RCEP 知识产权规则和海南自贸港知识产权保护制度创新”精品课程入选第一批干部教育培训推荐课程。自贸港知产法院“创新”文化建设，入选全国法院文化建设特色项目。自贸港知产法院获评海南省省直机关第四批“创建文明单位示范点”称号。

Hainan High People’s Court has drafted and implemented the *2022 Plan of Hainan Courts for Improving Quality and Capacity*, extensively conducted various practical training to improve the quality and capacity of the judges, and built the IP Talents Pool of Hainan Courts to lay a firm personnel foundation for high-quality development. The boutique course of “RCEP Intellectual Property Rules and Hainan Free Trade Port Intellectual Property Protection

System Innovation” by the Party Secretary and President of the Hainan FTP IP Court was elected a recommended course (first batch) for court staff training; the “Innovation Culture Construction” of the Hainan FTP IP Court was elected a specialty program in the national campaign of court culture construction; and the Hainan FTP IP Court was awarded the title of “Civilized Demonstration Unit” (fourth batch) of Hainan provincial government organs.

(三) 着力加强司法廉洁建设

(III) Vigorously strengthening clean judiciary construction

引导全体审判人员继续以高度的政治自觉和刮骨疗毒的勇气决心惩治司法腐败，提出建设“清廉自贸港法院”目标，着力构建“不敢腐、不能腐、不想腐”的廉政新局面。印发《海南法院便民服务与司法监督指引（试行）》《海南法院法官惩戒工作实施细则》，细化《海南法院贯彻落实“三个规定”的实施意见》《海南省法院系统干警配偶、子女及其配偶禁业范围》等廉政制度，使司法腐败因制度而“不能”。强化干警理想信念和对党忠诚教育，引导干警算好人生“七笔账”，使广大干警切实筑牢拒腐防变思想防线，因觉悟提高而“不想”。

Hainan High People’s Court directs all the judges to persist in fighting against judiciary corruption with high political consciousness, courage and resolution, and has put up the goal of building “clean free trade port courts” to draw a new picture where

the officials “do not dare to be, are not able to be and do not want to be corrupt”; has issued the *Guide to Convenience Services and Judicial Supervision for Hainan Courts* (trial) and the *Detailed Implementation Rules of Hainan Courts for Punishing Judges*, and detailed the *Implementation Opinions of Hainan Courts on Carrying out “Three Stipulations”*, the *List of Businesses Prohibited for the Spouses, Children and Their Spouses of Judiciary Police in Hainan Courts* and other systems, making judiciary corruption “impossible”; has strengthened the education on the aspiration, belief and loyalty to the Party of the judges and judiciary police so that they may build in their mind a strong defense line against corruption and do not want to be corrupt from the bottom of heart.

(四) 自觉接受各方监督

(IV) Conscientiously accepting the supervision from all parties

海南法院自觉接受各方监督，在“阳光下”行使审判权。主动向人大、政协机关报告法院重要工作，积极配合人大执法检查 and 政协专项调研等活动。定期邀请人大代表、政协委员视察法院、列席会议、观摩庭审 375 人次。高度重视代表委员的意见建议，并将代表委员的意见建议作为促进工作的强大动力，坚持院长亲自办理及面复制度，2022 年省“两会”上代表、委员提出的 14 件意见建议，已全部压实办理责任，目前已全部办

结。依法接受新闻媒体及社会各界监督，2022年以来公开裁判文书 22332 份，庭审直播 34886 场，及时回应社会关切。

Hainan courts conscientiously accept the supervision from all parties and exercise the adjudicative power transparently, actively report important court works to the organs of the local people's congress and the local committees of the Chinese People's Political Consultative Conference, and cooperate earnestly in their enforcement examination and special-purpose investigation; have regularly invited the deputies of local people's congress and members of the local committee of Chinese People's Political Consultative Conference, 375 persons in all, to visit courts, attend meetings and witness court trials; have paid great attention to their opinions and suggestions, making their opinions and suggestions a strong power to drive the court works and handling and replying such opinions and suggestions by the president in person. In 2022, the deputies and members during the provincial "two sessions" proposed 14 opinions and suggestions, which were assigned to responsible officials for handling and have all been processed and concluded. Hainan courts accept according to the law the supervision of the media and the society, and since 2022 have published 22,332 court judgements and livestreamed 34,886 court trials to respond to the public concern in a timely fashion.

结 语

Epilogue

在新的一年里，海南法院将持续深入学习贯彻党的二十大精神，主动融入和服务知识产权强国强省战略，深度参与全球知识产权治理，不断健全国际知识产权争端解决机制，切实保护创新、激励创造。一要努力打造法治形象展示地。发挥好海南自由贸易港建设“封关运作”政策优势，举办年度国际论坛，讲好海南知识产权司法保护法治故事、提升国际知识产权领域影响力。二要努力打造争端解决优选地。建立健全知识产权纠纷多元化解机制，主动对接国际高标准经贸规则，积极服务高水平对外开放。严格公正司法，依法平等保护中外权利人合法权益，公正、高效、便利解决知识产权纠纷。三要努力打造服务大局先行地。突出对种业科技、信息技术、人工智能、生物医药等新领域新业态知识产权保护，聚焦服务保障发展大局，激发技术创新活力，持续助力营造法治化、国际化、便利化一流营商环境。四要努力打造智慧审判示范地。加强大数据、区块链等前沿技术运用，强化科技赋能，推动知识产权审判与智慧法院建设的深度融合。五要努力打造司法交流新阵地。持续强化知识产权保护国际交流合作，切实提高知识产权保护工作法治化、国际化水平。

Next year, Hainan courts will continue to deeply study and

carry out the spirit of the 20th CPC National Congress, actively merge into and serve the strategies of strong IP country and IP province, participate deep in the global IP governance, continuously improve the international IP dispute resolution mechanism, and vigorously protect and stimulate innovation. Firstly, making every effort to create a showcase of law-based images. Exerting to the advantage of the “Customs clearance” policy in the Hainan Free Trade Port construction, hosting annual international forums, telling a Hainan rule-of-law story about judicial IP protection well and improving Hainan’s influence in the international intellectual property; secondly, making every effort to create an ideal venue for dispute resolution. Creating and improving diversified IP dispute resolution mechanism, actively aligning to the high-standard international economic and trade rules and earnestly serving the high-level opening-up to the world. Following strict, just judicial practice, protecting equally and by law the lawful rights and interests of both Chinese and foreign IP right holders, and resolving IP disputes in a just, efficient and convenient manner; thirdly, making every effort to create a pilot zone to serve the big picture. Emphasizing on the IP protection for seed industry technologies, IT, AI, biomedicine and other emerging sectors and new business models, focusing, serving and safeguarding the big picture, stimulating technical innovation vitality, and continuously boosting

the creation of a law-based, international, convenient first-class business environment; fourthly, making every effort to create a demonstration venue for smart adjudication. Strengthening the employment of big data, blockchain and other sophisticated technologies, fortifying the empowerment by science and technology, and promoting the deep integration of IP adjudication with smart courts; and lastly, making every effort to create a new frontline for judicial exchange. Continuously strengthening international exchange and cooperation on IP protection and effectively raising the level of rule of law and internationalization in IP protection work.



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