

国际电信联盟



无线电通信局

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CA/164号
行政通函

2006年10月3日

致国际电联成员国各主管部门和无线电通信部门成员

事由： 提交专利声明和许可公告的修改表格

第CA/148号行政通函（2005年4月15日）包括让与专利持有人和尚未让与专利持有人向ITU-R提交专利声明所用的表格。这些表格已与ITU-T使用的表格进行了统一。随后与国际标准化组（ISO）和国际电工委员会（IEC）进行的合作协商，形成了经最新修改并在所有上述四个机构实体间进行了统一的表格。附于本通函之后的新表格将取代2005年4月15日第CA/148号行政通函包括的前表格，并应自**2006年9月30日**开始使用。

请注意，不必重新提交已存入专利声明数据库的数据。只有在提交新的专利声明时，才需使用这些标准化的新表格。

无线电通信局局长
瓦列里·吉莫弗耶夫

附件： 2件

分发：

- 国际电联成员国主管部门
- 无线电通信部门成员
- 无线电通信研究组和规则/程序问题特别委员会正、副主席
- 无线电通信顾问组正、副主席
- 大会筹备会议正、副主席
- 无线电规则委员会委员
- 国际电联秘书长、电信标准化局局长、电信发展局局长

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Annex 1 (English only)

ITU
International Telecommunication Union



ISO
International Organization for Standardization



IEC
International Electrotechnical Commission



Patent Statement and Licensing Declaration for ITU-T/ITU-R Recommendation | ISO/IEC Deliverable

This declaration does not represent an implied license grant

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The Patent Holder believes that it holds granted patents and/or pending applications, the use of which would be required to implement the above document and hereby declares, in accordance with the Common Patent Policy for ITU-T/ITU-R/ISO/IEC, that (check one box only):

<input type="checkbox"/>	<p>1. The Patent Holder is prepared to grant a <u>free</u> license to an unrestricted number of applicants on a worldwide, non-discriminatory basis and under other reasonable terms and conditions to make, use, and sell implementations of the above document.</p> <p>Negotiations are left to the parties concerned and are performed outside the ITU-T, ITU-R, ISO or IEC.</p> <p><i>Also mark here ___ if the Patent Holder's willingness to license is conditioned on reciprocity for the above document.</i></p> <p><i>Also mark here ___ if the Patent Holder reserves the right to license on reasonable terms and conditions (but not for free) to applicants who are only willing to license their patent claims, whose use would be required to implement the above document, on reasonable terms and conditions (but not for free).</i></p>
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<p>Free: The word "free" does not mean that the Patent Holder is waiving all of its rights with respect to the essential patent. Rather, "free" refers to the issue of monetary compensation; <i>i.e.</i>, that the Patent Holder will not seek any monetary compensation as part of the licensing arrangement (whether such compensation is called a royalty, a one-time licensing fee, etc.). However, while the Patent Holder in this situation is committing to not charging any monetary amount, the Patent Holder is still entitled to require that the implementer of the above document sign a license agreement that contains other reasonable terms and conditions such as those relating to governing law, field of use, reciprocity, warranties, etc.</p>	
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FORM: September 2006

Patent Information (desired but not required for options 1 and 2; required for option 3 (NOTE))				
No.	Status [granted/ pending]	<u>Country</u>	Granted Number or Application Number (if pending)	Title
1				
2				
3				

NOTE: For option 3, the additional minimum information that shall also be provided is listed in the option 3 box above.

Annex 2 (English only)



General Patent Statement and Licensing Declaration **for ITU-T/ITU-R Recommendation**

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In case part(s) or all of any proposals contained in contributions submitted by the organization above are included in ITU-T/ITU-R Recommendation(s) and the included part(s) contain items that have been patented or for which patent applications have been filed and whose use would be required to implement ITU-T/ITU-R Recommendation(s), the above Patent Holder hereby declares, in accordance with the Common Patent Policy for ITU-T/ITU-R/ISO/IEC (check one box only):



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Also mark here ___ if the Patent Holder's willingness to license is conditioned on reciprocity for the above ITU-T/ITU-R Recommendation.

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2. The Patent Holder is prepared to grant a license to an unrestricted number of applicants on a worldwide, non-discriminatory basis and on reasonable terms and conditions to make, use and sell implementations of the relevant ITU-T/ITU-R Recommendation.

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Reciprocity: As used herein, the word "reciprocity" means that the Patent Holder shall only be required to license any prospective licensee if such prospective licensee will commit to license its essential patent(s) or essential patent claim(s) for implementation of the same ITU-T/ITU-R Recommendation for free or under reasonable terms and conditions.

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Organization

Name of authorized person

Title of authorized person

Signature

Place, Date

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