



## IPR Policy

### Working Guidelines for Treatment of Industrial Property Rights in Connection with XGP Forum Specification

XGP Forum decided as follows in connection with the practical use of “Guidelines for Treatment of Industrial Property Rights in connection with the XGP Forum Specification (decided as of September 3, 1996)” (hereinafter “Guidelines”).

Essential Industrial Property Right (hereinafter “Essential IPR”) relating to any or all parts of the contents of such an XGP Forum Specification shall be treated only as provided in the Guidelines without any other terms and conditions.

The Guidelines do not address any treatment of Non-Essential IPR (hereinafter “Non-Essential IPR” means Industrial Property Right relating to any or all parts of the contents of such an XGP Forum Specification other than Essential IPR) in connection with systems in compliance with such an XGP Forum Specification. However, if the holder of Essential IPR (this relates only to those holders of Essential IPR who selected Section 1.1(1) of the Guidelines) requests a license from the holder of Non-Essential IPR to use such Non-Essential IPR in the system in compliance with such an XGP Forum Specification, such a holder of the Non-Essential IPR shall pay due consideration to the fact that such a holder of Non-Essential IPR received a royalty-free license under the Essential IPR from such a holder of Essential IPR. Such a holder of Non-Essential IPR shall therefore negotiate in good faith with such a holder of Essential IPR for such licenses on reasonable terms and conditions (including royalty-free) so that a mutually acceptable agreement can be reached.

In the case that a potential holder of Essential IPR is not able to submit a confirmation form per Section 2.1 of the Guidelines by the submission date specified in Section 2.2 of the Guidelines (hereinafter “the submission date”), the potential holder can submit either of the attached comprehensive confirmation forms, No.1 or No.2, that does not specify Industrial Property Right (hereinafter “comprehensive confirmation forms”) by the submission date. The submitter of one of these comprehensive confirmation forms may postpone the submission of the confirmation form provided in the Guidelines until the date up to six months from the date of the establishment or revision of the relevant

XGP Forum Specification. Any entity who has participated into making this XGP Forum Specification and possibly be as a potential IPR holder is entitled to submit the attached comprehensive confirmation lists, No.3 or No.4 instead of submitting “comprehensive confirmation forms” under the prior consent of relevant Working Group. In case that the comprehensive confirmation form No.1 is submitted and if the submitter is later ascertaining to be an Essential IPR holder, it should submit the confirmation form No.1 provided in the Guidelines. In case that the comprehensive confirmation form No.2 is submitted and if the submitter is later ascertain to be an Essential IPR holder, it should submit either one of the confirmation forms No.1 and No.2 provided in the Guidelines.

If the submitter learns of the existence of its Essential IPR after the submission date (six months from the date of the establishment or revision of the relevant XGP Forum Specification in the case that a comprehensive confirmation form described in Paragraph 3 is submitted), the holder of such Essential IPR should submit the confirmation form No.1 or No.2 provided in the Guidelines without delay. In the case that the holder of such Essential IPR submitted the comprehensive confirmation form described in Paragraph 3, the contents mentioned in the comprehensive confirmation form are also valid for the Essential IPR that is not specified in the confirmation form No. 1 or No. 2 provided in the Guidelines.

Comprehensive Confirmation Form Regarding The License to Use Essential IPR:

[FORM IV](#): Regarding Case (1) Stipulated in Section 1.1, in Case A Potential IRP Holder Is Unable to Submit A Confirmation Form Attached with The General Guidelines

[FORM V](#): Regarding Case (2) Stipulated in Section 1.1, in Case A Potential IPR Holder Is Unable to Submit A Confirmation Form Attached with The General Guidelines

[FORM VI](#): Regarding Case (1) Stipulated in Section 1.1, in Case A Potential IPR Holder Is Able to Submit A Confirmation Form Attached with The General Guidelines

[FORM VII](#): Regarding Case (2) Stipulated in Section 1.1, in Case A Potential IRP Holder Is Able to Submit A Confirmation Form Attached with The General Guidelines