

# ETSI SR 000 314 V2.36.1 (2024-11)



## **Intellectual Property Rights (IPRs); Essential, or potentially Essential, IPRs notified to ETSI in respect of ETSI standards**

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# Contents

Intellectual Property Rights .....	4
Foreword.....	4
Modal verbs terminology.....	4
1 Scope .....	5
2 References .....	5
2.1 Normative references .....	5
2.2 Informative references.....	5
3 Definition of terms, symbols and abbreviations.....	6
3.1 Terms.....	6
3.2 Symbols.....	8
3.3 Abbreviations .....	8
4 Notified IPRs.....	12
4.1 Notifications .....	12
4.1.1 List of Project Names used in the ETSI IPR Database .....	12
4.2 Void.....	13
4.3 Void.....	13
<b>Annex A: How to consult the Excel file in the zip attachment .....</b>	<b>14</b>
History .....	17

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[ETSI SR 000 314 V2.36.1 \(2024-11\)](https://standards.iteh.ai/catalog/standards/etsi/8eb83204-93f5-4e22-81ac-7df626218078/etsi-sr-000-314-v2-36-1-2024-11)

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# Intellectual Property Rights

## Essential patents

IPRs essential or potentially essential to normative deliverables may have been declared to ETSI. The declarations pertaining to these essential IPRs, if any, are publicly available for **ETSI members and non-members**, and can be found in ETSI SR 000 314: "*Intellectual Property Rights (IPRs); Essential, or potentially Essential, IPRs notified to ETSI in respect of ETSI standards*", which is available from the ETSI Secretariat. Latest updates are available on the [ETSI IPR online database](#).

Pursuant to the ETSI Directives including the ETSI IPR Policy, no investigation regarding the essentiality of IPRs, including IPR searches, has been carried out by ETSI. No guarantee can be given as to the existence of other IPRs not referenced in ETSI SR 000 314 (or the updates on the ETSI Web server) which are, or may be, or may become, essential to the present document.

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## Foreword

The present document identifies IPRs, particularly patents and patent applications, which have been notified to ETSI as being Essential, or Potentially Essential, to ETSI Standards or Technical Specifications.

The present document has been prepared on the basis of information received. ETSI has not checked the validity of the information, nor the relevance of the identified patents/patent applications to the ETSI standards and cannot confirm, or deny, that the patents/patent applications are, in fact, essential, or potentially Essential. No investigation, or IPR searches, have been carried out by ETSI and therefore no guarantee can be given concerning the existence of other IPRs which are, or may become, essential.

It should also be noted that whilst ETSI members are not obliged to conduct IPR searches they are obliged to make reasonable efforts to inform ETSI of any Essential IPRs of which they become aware (see article 4 of the ETSI IPR Policy [i.1]).

The present document will be maintained by the ETSI Secretariat and further editions will be issued as, and when, necessary. Any errors in the information contained in the present document, or any additional information concerning Essential IPRs, of which readers of the present document become aware, should be notified to the ETSI Secretariat (for the attention of the Legal Service).

NOTE: The present document is also available at <https://www.etsi.org/intellectual-property-rights> [i.4].

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## Modal verbs terminology

In the present document "**should**", "**should not**", "**may**", "**need not**", "**will**", "**will not**", "**can**" and "**cannot**" are to be interpreted as described in clause 3.2 of the [ETSI Drafting Rules](#) (Verbal forms for the expression of provisions).

"**must**" and "**must not**" are **NOT** allowed in ETSI deliverables except when used in direct citation.

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# 1 Scope

The present document identifies IPRs, particularly patents and patent applications, which have been notified to ETSI as being Essential, or potentially Essential, to ETSI Standards or Technical Specifications.

Unless otherwise specified, all IPRs included into the present document have been notified to ETSI, with an undertaking from the owner to grant licences according to the terms and conditions of article 6.1 of the ETSI IPR Policy [i.1], Annex 6 of the ETSI Rules of Procedure [i.3].

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# 2 References

## 2.1 Normative references

Normative references are not applicable in the present document.

## 2.2 Informative references

References are either specific (identified by date of publication and/or edition number or version number) or non-specific. For specific references, only the cited version applies. For non-specific references, the latest version of the referenced document (including any amendments) applies.

NOTE: While any hyperlinks included in this clause were valid at the time of publication ETSI cannot guarantee their long term validity.

The following referenced documents are not necessary for the application of the present document but they assist the user with regard to a particular subject area.

[i.1] [ETSI IPR Policy](#).

[i.2] [ETSI Guide on IPRs](#).

[i.3] [ETSI Rules of Procedure \(RoP\)](#).

[i.4] ETSI IPR database.

NOTE: Notification to ETSI of Essential or potentially Essential IPRs should be made using the ETSI IPR database at <https://ipr.etsi.org>. Additional information can be found at <https://www.etsi.org/intellectual-property-rights>.

[i.5] Declare your IPRs to ETSI.

NOTE: A step by step explanation for filling out the above mentioned forms is to be found in the <https://www.etsi.org/intellectual-property-rights/faqs>. Additional information can be found at <https://www.etsi.org/intellectual-property-rights>.

## 3 Definition of terms, symbols and abbreviations

### 3.1 Terms

For the purposes of the present document, the following terms apply:

The terms "ESSENTIAL", "IPR", "STANDARD" and "TECHNICAL SPECIFICATION" given below are defined in the "Definitions" annex of the ETSI IPR Policy [i.1].

**ESSENTIAL:** as applied to IPR means that it is not possible on technical (but not commercial) grounds, taking into account normal technical practice and the state of the art generally available at the time of standardization, to make, sell, lease, otherwise dispose of, repair, use or operate EQUIPMENT or METHODS which comply with a STANDARD without infringing that IPR.

For the avoidance of doubt in exceptional cases where a STANDARD can only be implemented by technical solutions, all of which are infringements of IPRs, all such IPRs shall be considered ESSENTIAL.

NOTE: In practical terms, the existence of an Essential IPR makes it necessary to have a licence in order to exploit the standard concerned.

**IPR:** shall mean any intellectual property right conferred by statute law including applications therefore other than trademarks.

For the avoidance of doubt rights relating to get up, confidential information, trade secrets or the like are excluded from the definition of IPR.

**IPR licensing declaration:** declaration to the effect that the IPR owner declares that he is prepared to grant licences on fair, reasonable and non-discriminatory terms, in accordance with article 6.1 and comply with clause 6.1 bis of the ETSI IPR Policy

**notified:** means any IPR information of which ETSI has been formally notified by the owner of the IPR or, any IPR information of which ETSI has become aware, pursuant to the IPR Policy

**STANDARD:** shall mean any standard adopted by ETSI including options therein or amended versions and shall include European Standards (ENs), ETSI standards (ESs), Common Technical Regulations (CTRs) which are taken from ENs and including drafts of any of the foregoing, and documents made under the previous nomenclature, including ETs, I-ETs, parts of NETs and TBRs, the technical specifications of which are available to all MEMBERS, but not including any standards, or parts thereof, not made by ETSI.

The date on which a STANDARD is considered to be adopted by ETSI for the purposes of this POLICY shall be the date on which the technical specification of that STANDARD was available to all MEMBERS.

**TECHNICAL SPECIFICATION:** shall mean any Technical Specification (TS) adopted by ETSI including options therein or amended version including drafts, the Technical Specifications of which are available to all MEMBERS, but not including any technical specifications, or parts thereof, not made by ETSI.

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**3GPP standards:** all standards issued by ETSI in relation to 3<sup>rd</sup> Generation Partnership Project (3GPP)

NOTE: From <https://portal.etsi.org/home>, click on the "3GPP" tab.

**BRAN standards:** all standards issued by ETSI Project Broadband Radio Access Networks (BRAN)

NOTE: From <https://portal.etsi.org/home>, click on the "BRAN" tab.

**DAB standards:** all standards issued by ETSI in relation to Digital Audio Broadcasting (DAB)

NOTE: See <https://www.etsi.org/technologies/broadcast>.