



DATE: February 23, 2009

WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

QUESTIONNAIRE

ON THE

DRAFT PROGRAM AND BUDGET FOR THE 2010/11 BIENNIUM

I. BACKGROUND

The present questionnaire is being issued pursuant to the mechanism for the preparation and the follow-up of the Program and Budget (see Annex I) and the decision taken by the forty-sixth session of the WIPO Assemblies held in December 2008 (document A/46/12, paragraph 54).

Member States' replies to the questionnaire will be published on the WIPO website in their original language. These replies will assist the Secretariat in the preparation of the draft Program and Budget for the 2010/11 biennium, which will be reviewed by the Program and Budget Committee at its June 2009 session.

Strategic Goals

The Program and Budget for the 2010/11 biennium is prepared on the basis of the same nine strategic goals approved by the Member States under the revised Program and Budget for the 2008/09 Biennium (document WO/PBC/13/4 and A/46/12), and in parallel with the Medium-Term Strategic Plan 2010-15 (MTSP). The Strategic Framework, the program structure and the summary of the nine Strategic Goals are attached as Annex II. For reference, the nine Strategic Goals are:

Strategic Goal I:	Balanced Evolution of the International Normative Framework for IP
Strategic Goal II:	Provision of Premier Global IP Services
Strategic Goal III:	Facilitating the Use of IP for Development
Strategic Goal IV:	Coordination and Development of Global IP Infrastructure
Strategic Goal V:	World Reference Source for IP Information and Analysis
Strategic Goal VI:	International Cooperation on Building Respect for IP
Strategic Goal VII:	Addressing IP in Relation to Global Policy Issues
Strategic Goal VIII:	A Responsive Communications Interface between WIPO, its Member States and All Stakeholders
Strategic Goal IX:	An Efficient Administrative and Financial Support Structure to Enable WIPO to Deliver its Programs

II. COMMENTS

Please provide, in the right-hand column, your Government's comments on the strategic issues and priorities which you would like to see addressed in the context of the preparation of the next draft Program and Budget of the Organization.

Strategic Goals	Comments
<p>I. Balanced Evolution of the International Normative Framework for IP</p>	<p>WIPO should continue its work for unifying the minimal protection standards for intellectual property objects, taking into account the interests of developing countries. A prioritization of the tasks shall be made in order to allow sufficient time and resources for addressing the program goals in developing international standards according to their urgency for development.</p> <p>In this context we do support the following goals:</p> <ol style="list-style-type: none"> 1. Mandating of Standing committees (SCP, SCT and SCCR): <ul style="list-style-type: none"> - to foster the works on concluding new treaties in the area of patents (SPLT) in parallel working on identifying new effective mechanisms for stimulating the technology transfer and for making more accessible the system for developing and LDS countries; - to continue the work on identifying the best ways on standardizing the protection of Traditional Knowledge and Genetic Resources; - to continue the work on developing and implementing international treaties regulating the copyright and related rights, with a special focus on the use of copyright in digital environment. 2. Assisting the member states in developing national wide strategies on developing intellectual property that would include all the intellectual property related components (patents, trademarks, industrial designs, ... enforcement, technology transfer, etc.) in order to ensure a complex approach of intellectual property and to ensure its balanced development at national level 3. Promoting at national level the knowledge about international IP standards, by organizing national events for different categories of interested persons, including for governmental officials; dissemination of best practices in dealing with emergency issues; 4. elaboration of guides and recommendations on implementing the international rules (e.g. copyright limitations, interpretation of art.6ter of Paris Convention, unfair competition principles etc); 5. Assisting member states in drafting, improving and promoting their IP laws (through legal advice, assessment of legal acts and translation of the laws into English or French, etc.) <p>Note: The Republic of Moldova is willing to obtain the WIPO assistance for a) organizing a seminar on copyright issues and CMO; b) develop a new national strategy on intellectual property; c) inventory and elaboration of national registers of TK, Folklore and GR.</p>
<p>II. Provision of Premier Global IP Services</p>	<p>AGEPI sustain the programs envisaged under the strategic goal II, especially the simplification of the registration proceeding for the end users, and have the following comments:</p> <ol style="list-style-type: none"> 1. WIPO shall assist the national offices in implementing the IT tools as to fully benefit from a user friendly and cost effective e-communication under the international registration procedures;

Strategic Goals	Comments
	<ol style="list-style-type: none"> 2. Enhance the capacity of patent and trademark attorneys from developing countries and countries in transition to access the international registration systems, in particular using the new electronic communication tools. 3. Enhance the collaboration of WIPO with the regional patent organization in order to promote the Patent information in the member states (e.g. WIPO-EPO joint events, etc) 4. Promotion of WIPO experience in using arbitration and mediation as timely and cost-effective tools for settling IP litigations. Elaboration of some recommendations for member states on how to establish and organize the activity of national mediation centers; <p>Note: Republic of Moldova would like to get the following assistance from WIPO in the forthcoming biennium:</p> <ul style="list-style-type: none"> - organization of a workshop for patent and trademark attorneys for familiarizing them with the new e-communication tools and their benefits for the users; - organization of a workshop on IP and fair competition for the IP and competition authorities, trade and industry associations; - assistance in developing the IP arbitration center in Moldova.
<p>III. Facilitating the Use of IP for Development</p>	<p>AGEPI support the further work on the Agenda for development on the bases of the Recommendations adopted by the 2007 General Assembly with its adjustment at the end of the current Biennale and its correlation with the world development emergencies signaled by UN and other International Organizations. Continuation of the work of the Committee on Development and Intellectual Property.</p> <p>Increase the transparency and soundness of the country-targeted programs and the output of the implemented projects in a medium term and long term perspective.</p> <p>Within the program 10"Cooperation with certain Countries in Europe and Asia", we would like the following to be planed for the region and Moldova:</p> <ul style="list-style-type: none"> -promotion of regional collaboration on enforcement issues and organization of a regional workshop for IP offices, police and customs; - continue to focus on promoting the use of IP by SMEs, elaboration in common with other organizations and IP offices of some recommendations/methodology for making IP pre-diagnosis for enterprises. - training the IP offices and SMEs associations in using the WIPO tools for SMEs in a train the trainer manner. - to sensitize the policy makers from concerned countries on emerging IP issues and to provide a forum for them to discuss and share their views on such issues organize a roving seminar or a conference for high governmental officials (in common with EU and EPO if interested); - to assist the countries in developing and strengthen the links between the IP protection and enforcement bodies, other institutions in the public sector (Science and Technology, Culture, Environment, Education, etc), to promote a fair balance between

Strategic Goals	Comments
	<p>IP protection and public interest in IP policies and to ensure a common approach in fighting with IP infringements.</p> <ul style="list-style-type: none"> - more active involvement of WIPO in national events organized by the national IP offices and monitoring of the evolutions registered in the national IP systems. <p>At the national level, AGEPI would like to have been planned for Moldova a number of concrete activities:</p> <ul style="list-style-type: none"> - A national seminar for SMEs - Assistance in building up a strong coordination mechanism between the public IP enforcement bodies and establishment of IP enforcement unite within the office (to deal with data processing, IP expertise, IP studies, etc). <p>With reference to the WIPO Program 11 "WIPO Academy" :</p> <ul style="list-style-type: none"> - to continue the development and up-grading of IP training programs; - promotion in cooperation with IP offices of WIPO distance learning programs within the universities (free of charge); - Increase the country rates of participation in professional training programs, - Increase the transparency of the Academy activity including the methodology used for the selection of candidates for different programs. Placement of all relevant information (including the participants benefiting from WIPO training programs) on the Academy Web-site. - Waiving the registration fee for advanced distance learning courses for the employment of IP offices (at the request of the concerned office).
IV. Coordination and Development of Global IP Infrastructure	<p>WIPO shall continue the monitoring of the actual classifications and their upgrading when needed, meaning that we do support the continuations of the activities initiated under the programs of this strategic goal, especially in the following directions:</p> <ul style="list-style-type: none"> - Support the activity of the Committee of Expert under the Nice Union and of the Working group thereof. - Sustain the development of the translation tool of goods and services indicators in as many languages as possible put at the disposal of both WIPO and IP offices specialists. - Continuation of the work on IPC Revision Working Group, - Monitoring of the use and quality of the classification within the IP offices; training of the IP personnel performing the classification of patent documents within IP offices; - Further development the PATENTSCOP database, identifying solutions for its improvement (e.g. by negotiating inclusion of data from other free of charge patent data bases, as for example Esp@cenet); - Promotion of patent information use by SMEs with a focus on the practical aspect of the patent information use for developing a business (dissemination of success stories within seminars and workshops organized for SMEs, etc), - Assisting the developing countries and countries with the economy in transition in acquiring access to specialized and commercial data bases; - Assistance in evaluating the IT level of IP offices. Granting

Strategic Goals	Comments
	<p>support for IP offices modernization according to their specific needs in order to increase the capacity of IP offices (and of national CMOs) to fully benefit from modern tools and services developed and offered by WIPO, including the offices capacities to implement e-filing, e-communication with WIPO and other IP offices, etc., training of the IT personnel from the national offices;</p> <ul style="list-style-type: none"> - Assistance in developing and modernizing the IP information centers and of the IP-TT units of the Universities of the member states. Support the creation of national networks on IP that could include the IP offices + IP-TT University Units +TT Centers +Patent Centers/Libraries. Preparation of a reference list of bibliography for the use of Patent/University/public libraries and granting assistance in equipping libraries with specialized literature; - Further development of the software designed for the automation of IP offices and CMOs (IPAS and WIPOCOS). In developing tools for CMOs, WIPO should closer cooperate with the international copyright associations as to share the costs for the implementation of CMOs support programs. - Development of a WIPO digital library. <p>Note:</p> <ul style="list-style-type: none"> - AGEPI would be interested in developing a common program with WIPO for evaluation of its automation level and the modernization of its IT capacities as to ensure the office to fully benefit from WIPO IP tools and services. - It is a need for assistance the modernization of the national CMOs and implementation of the data base for improving the collecting of author's remuneration and its subsequent distribution, development of a web-page.
<p>V. World Reference Source for IP Information and Analysis</p>	<p>AGEPI strongly support the implication of WIPO in conducting studies on different IP issues and we do consider necessary to continue the work of developing standard methodologies to be used by the member states in conducting national wide studies, in particular on estimating the level of counterfeiting and piracy in a given territory or industry sector and for calculating the impact of counterfeiting and piracy on economic development of a country/industry sector.</p> <p>Moldova would be interested in obtaining the WIPO support for conducting a study on the impact of creative industries on the national economy and another one as to estimate the level of counterfeiting and piracy in Moldova, identifying the most affected sectors.</p>
<p>VI. International Cooperation on Building Respect for IP</p>	<p>AGEPI support the WIPO activities aimed to increase the respect for IP, in particular ones related to:</p> <ul style="list-style-type: none"> - supporting IP enforcement oriented programs; - consolidation of the WIPO Advisory Committee on Enforcement; - enhancing the countries cooperation on IP enforcement; - cooperation with other international organization (e.g. WTO, WCO, etc) both at international level as well on the national level of the member states (organization of joint activities); - Develop and assist member states in launching country-wide IP campaign;

Strategic Goals	Comments
	<ul style="list-style-type: none"> - Sustain the public-private partnerships, increase the awareness of civil society and final consumers of goods and services on the danger presented by fakes and goods; - Development of new tools for increasing awareness for IP for different categories of stakeholders. - Sustain the Governments in developing IP enforcement strategies.
<p>VII. Addressing IP in Relation to Global Policy Issues</p>	<p>AGEPI do support the activities to be provided under the Program 18 and do encourage WIPO to enhance its collaboration with other international organization (in particular UN organizations) as to adopt a common approach to the global challenges.</p> <p>Development of solution to address emergency situations in member states related to global environmental changes or other crises situation (food security, preservation of biodiversity, etc.).</p>
<p>VIII. A Responsive Communications Interface Between WIPO, its Member States and all Stakeholders</p>	<p>AGEPI sustains the collaboration of WIPO with the member states in order to enhance the informational tools to be provided by WIPO taking into account the needs of different stakeholders.</p> <p>It is also expected that WIPO could more actively be involved in helping the national offices in developing their own information tools (booklets, multimedia products, IPR helpdesks, etc)</p> <p>Development of a digital IP library accessible on-line would be a step further in putting the available at WIPO information at the disposal of general public.</p>
<p>IX. An Efficient Administrative and Financial Support Structure to Enable WIPO to Deliver its Programs</p>	<p>AGEPI sustain the institutional reform initiated by the Director General in 2008 and do support its further implementation in a transparent, timely and cost effective manner.</p>

III. GENERAL COMMENTS

Any comments of general nature may be provided in the box below.

General Comments
<p>The State Agency on Intellectual Property, in its capacity of the Republic of Moldova's representative at WIPO do sustain the new mechanism for elaboration of the WIPO Program and do encourage the International Bureau to continue this exercise. The comments we made in this questionnaires refers to the issues that we are interested most in and do not means that we do not intend to support other activities and initiatives aimed to contribute towards the development of both the WIPO and the IP offices of the member states.</p>

IV. PROCEDURES FOR REPLY

It would be appreciated if the completed questionnaire could be returned to the International Bureau, preferably by email to <controller.mail@wipo.int>, before Thursday, March 19, 2009. A confirmation copy may be sent by post. The questionnaire is also available in the electronic form on the Organization's Website at <<http://www.wipo.int/about-wipo/en/pb/>>.

List of Annexes:

- Annex I Implementation of the New Mechanism
- Annex II The Strategic Framework, the program structure and the summary of the nine Strategic Goals

[Annexes follow]