



Intellectual
Property
Office

Orphan Works Study Report

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The History


- 2013 - The UK IPO implemented ST.96 as the basis of its naming standard for all IP Rights data
- 2014 – The UK IPO implemented a system for Copyright Orphan Works to allow a work, whose owner could not be identified, to be legally used
- CWS 4 in 2014 – The UK IPO requested that ST.96 be extended to cover Copyright Orphan Works
- 2014 onwards - Draft XML schema created for the core business entities from both the EUIPO and UK IPO systems aligning technical language where appropriate.
- CWS 5 in 2017 – the proposal was re-submitted for further consideration

CWS 5 – 2017


At CWS 5 in 2017 a new task was created to:

“Study the copyright orphan works data elements and naming conventions and compare them in view of the proposal to extend WIPO Standard ST.96, report the outcome of the study and present a proposal for consideration to CWS to develop a data dictionary and XML schemas for inclusion of copyright orphan works in WIPO standard ST.96.”


From CWS 5 - current

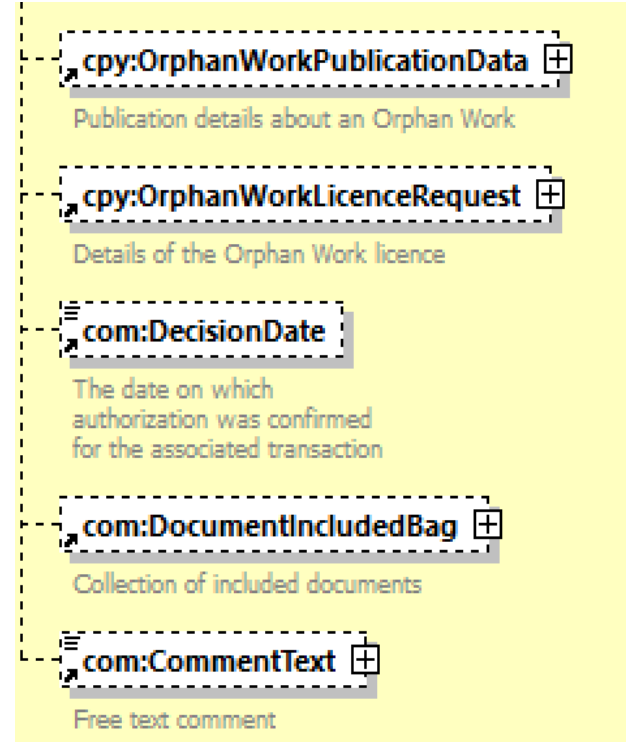
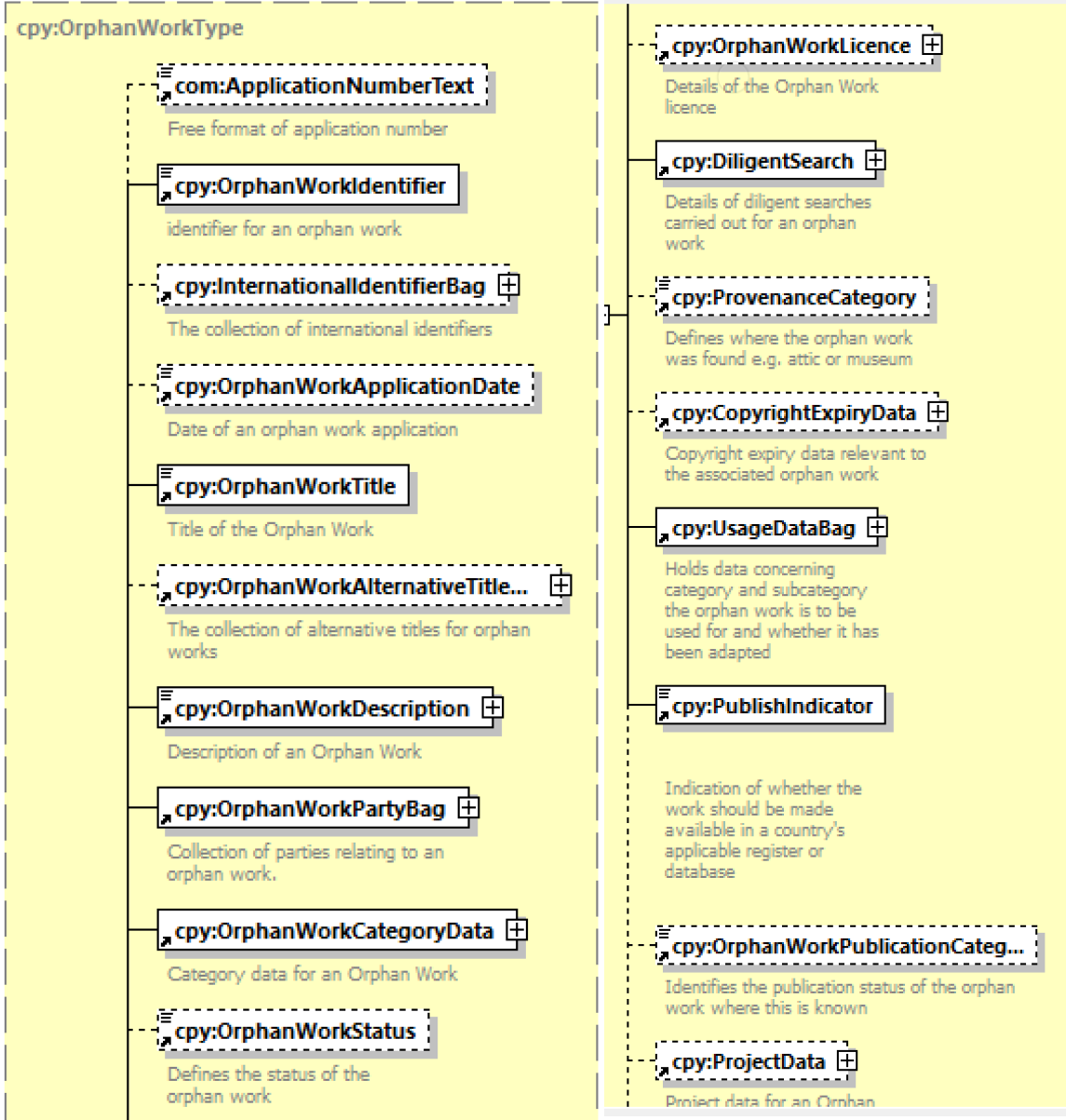
- In the 16 months since CWS 5, the UK IPO has identified similar schemes in 5 countries (Canada, Hungary, Japan, Republic of Korea & Saudi Arabia) obtained access to information concerning the data held and adapted the draft schema, where necessary, to align with these systems.
 - Held WebEx meetings with the USPTO & the US Ministry of Justice to explain, clarify and adapt the schemas, where necessary, in response to areas of concern and to broaden the schemas where appropriate.
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Inclusion of Industry Standards

- The IB provided information concerning relevant copyright industry standards.
 - These were reviewed to confirm which of these standards had already been included.
 - A future phase will investigate remaining standards for inclusion as appropriate.
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Conclusion

- Systems varied in practice & implementation
 - Nevertheless there is sufficient commonality of the business data to be worthwhile creating a data standard in XML.
 - The standard will define a glossary of business terms based on the draft schemas
 - Provide the basis for any future data exchange requirement
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Draft
OrphanWorks
Schema based on
ST.96

Proposal

- Follow ST.96 naming conventions
 - Extend ST.96 to cover Orphan Works re-using existing components where practical
 - Define 133 new components for OrphanWorks
 - Review further industry standards for inclusion where appropriate
 - CWS to request the XML4IP task force to incorporate the necessary XML schema components in WIPO standard ST.96.
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