

WIPO/INV/MNL/98/12

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TECHNOLOGY APPLICATION AND
PROMOTION INSTITUTE



WORLD INTELLECTUAL
PROPERTY ORGANIZATION

**WIPO REGIONAL SEMINAR ON SUPPORT SERVICES FOR
INVENTORS, VALUATION AND COMMERCIALIZATION OF
INVENTIONS AND RESEARCH RESULTS**

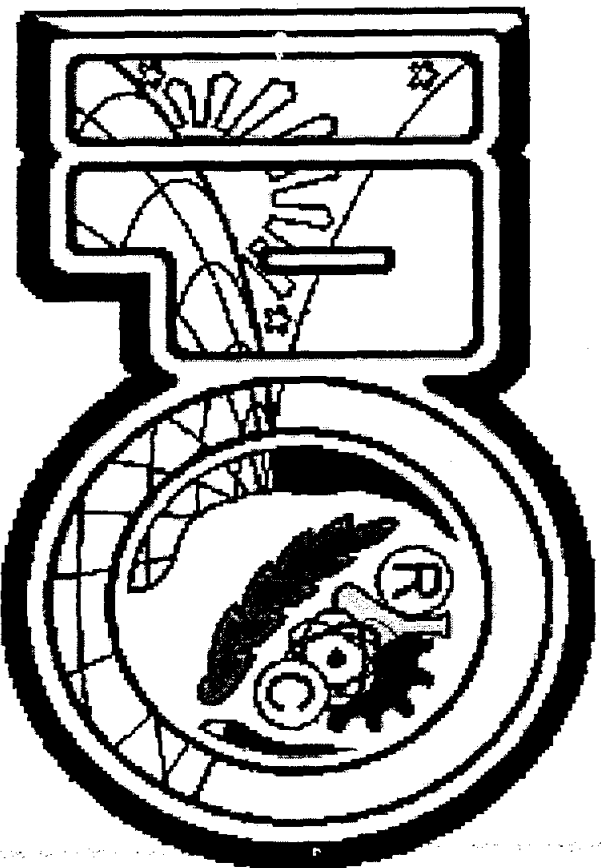
organized by
the World Intellectual Property Organization (WIPO)
in cooperation with
the Technology Application and Promotion Institute (TAPI)
of the Department of Science and Technology of the Philippines

Manila, November 19 to 21, 1998

LATEST DEVELOPMENTS: THE IPO AND THE INTELLECTUAL PROPERTY CODE

*Document presented by Emma C. Francisco (Mrs.), Director General, Intellectual Property
Office, Department of Trade and Industry, Manila (Philippines)*

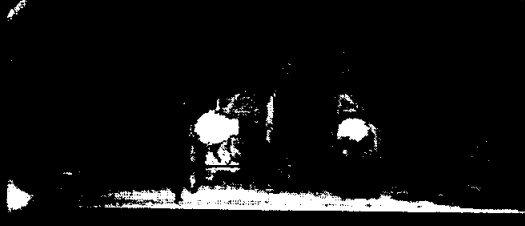
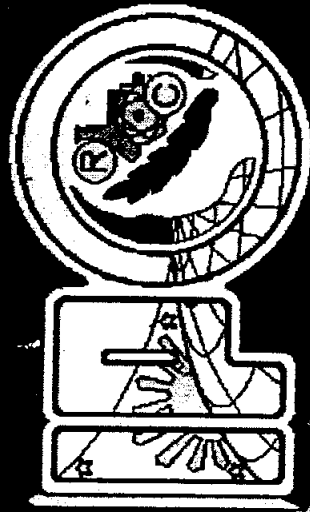
INTELLECTUAL PROPERTY OFFICE
Philippines



**IPO and IPR :
KEY
TO DRIVE
FOR GLOBAL EXCELLENCE
IN THE
21ST CENTURY**



INTELLECTUAL PROPERTY OFFICE
Philippines



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INTELLECTUAL PROPERTY OFFICE

Republic Act 8293

**An Act Prescribing the Intellectual Property Code and
Establishing the Intellectual Property Office, Providing for its
Powers and Functions and for other purposes**





INTELLECTUAL PROPERTY OFFICE

Mandate

- **Formulate & implement policies on intellectual property rights and technology transfer arrangements**
 - **Examine applications for:**
 - * **letters patent for invention**
 - * **marks, geographic indication, integrated circuits**
 - * **exemption of technology transfer arrangements**
 - **Register:**
 - * **utility models, industrial designs**
-





INTELLECTUAL PROPERTY OFFICE

Mandate

➤ Adjudicate:

- * administrative cases involving violation of laws on intellectual property rights
 - * disputes involving technology transfer payments
 - * disputes on terms of license involving author's right to public performance and other communication of his work
-





INTELLECTUAL PROPERTY OFFICE

Mandate

Technology transfer services

- Promote patent information as a tool for technology development
- Coordinate with other government agencies and private sector efforts to formulate and implement plans and policies to strengthen the protection of intellectual property rights





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects Project Status

Organization of the IPO

Services

Published Regulations:

- Trademarks
- Voluntary Licensing
- Dispute Resolution
- Inter Partes Cases

Regulations Circulated for private sector comments prior to publication:

- Inventions
- Utility Models & Designs
- Administrative Complaints





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects

Project

Status

Organization of the IPO

Personnel

Calibration of performance ratings for 1997 and 1998 (1st sem.)
completed 160 staff

In-house seminar-workshop on the IP Code and Regulations
(Nov. 16- 18)

DTI-HRDS selection process for managerial positions to be
completed

Coordination with CSC

Budget/Finance

Coordination with DTI-FMS, COA and DBM





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects

Project **Status**

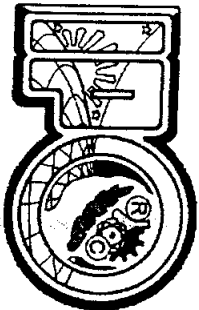
**Intensive Information
Dissemination Campaign
(Free-of-Charge)** > On the IP Code and the Regulations

October 26-27, 1998
Development Academy of the Philippines
Total No. of Participants: 135

November 26-27
Iloilo
Target No. of Participants: not less than 100 private and
government

December
Davao
Target No. of Participants: not less than 100 private and
government





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects

Project Status

Intensive Information Dissemination Campaign (Free-of-Charge) ➤ To help local copyright owners (authors, composers, performers broadcasters)

January 1998

Musical Performers and composers associations such as the Musicians' Guild, OPM, Asosasyon ng Musikang Pilipino

July 1998

Seminar/Workshop on audiovisual rights of performers

October 20-22, 1998

National Seminar on Copyright
UP Diliman

Total No. of Participants = over 120 private and government, including prosecutors





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects

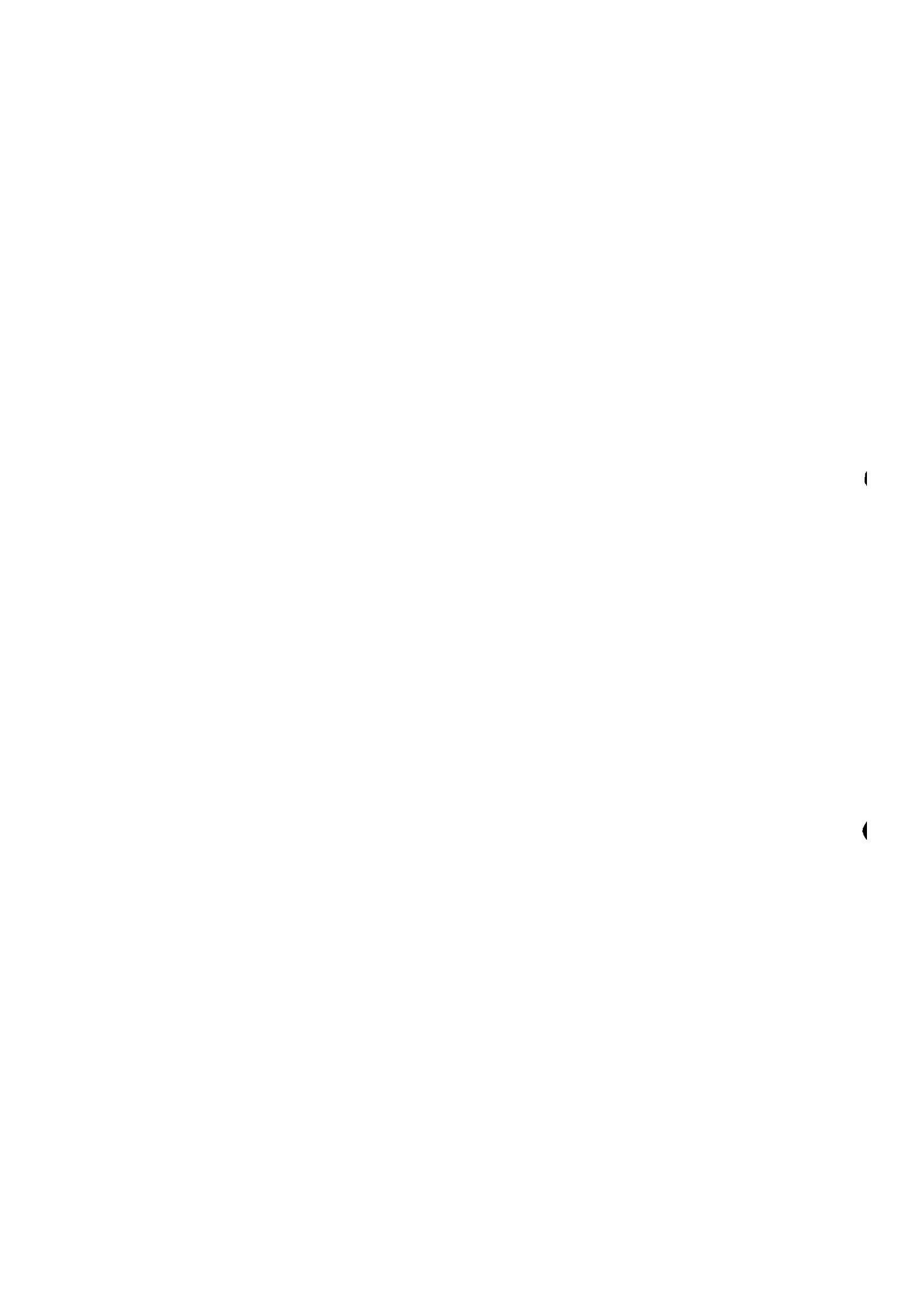
Project

Conclusion of the
Cooperation Agreements
with EU and Japan

Status

➤ EC (Brussels) has signed and transmitted the MOU.
IPO clarified new annexes with the EC Delegation.
Date for signing by DTI Secretary Pardo is being set.

➤ JICA one-month mission was concluded and Minutes
of Discussion were finalized and signed in the evening
October 14, 1998 despite super typhoon Iliang and the
dismissal of government employees in the early
afternoon





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects

Project

Status

Locally-funded Project:
Technology Brokerage and
Matching Project

> To assist SMEs in getting access to latest patented
technology and negotiate licensing agreements, either
as provider or recipient of technology

> Even if funds have not been released, preparatory
study for the implementation of the project has been
completed.





INTELLECTUAL PROPERTY OFFICE

1998 Major Projects

Project

Status

Legislation
Draft Bill on Integrated
Circuits

Done. Submitted to DTI Coordinator for inclusion in the DTI legislative agenda. With recommendation to request for the President's certification as an urgent administration measure.

Ratification of Patent
Cooperation Treaty

Resolution was filed by Sen. Ople before the end of the 10th Congress.

Request submitted to Sen. Ople for re-filing in the 11th Congress together with private sector endorsement of the initiative.

Committee hearing was held on November 17, 1998.
Another hearing to be set by the Senate.





INTELLECTUAL PROPERTY OFFICE

Bureaus under the IPO

- Bureau of Patents
 - Bureau of Trademarks
 - Bureau of Legal Affairs
 - Documentation, Information and Technology Transfer Bureau
 - Management Information Services and EDP Bureau
 - Administrative, Financial and Human Resource Development Service Bureau
-





INTELLECTUAL PROPERTY OFFICE

1999 Plans and Programs

- **Full implementation of IP Code**
 - **Full compliance with GATT-WTO-TRIPS**
 - * **Liaison with DTL, House of Representatives and Senate re: Law on integrated circuits**
 - * **Notification under the TRIPS Agreement**
-

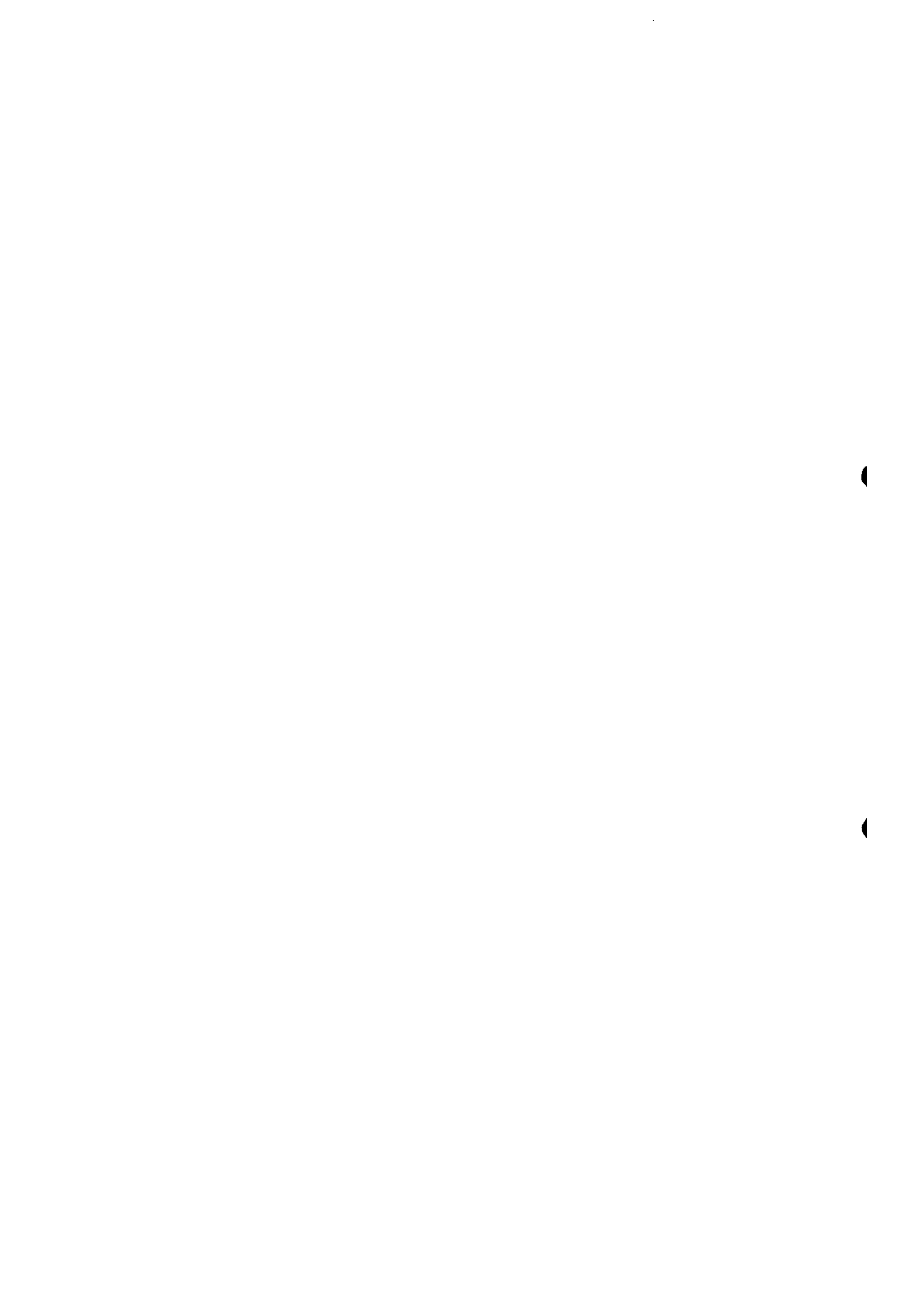




INTELLECTUAL PROPERTY OFFICE

1999 Plans and Programs

- Implementation of the patent and trademark automation programs
 - Facilitate access of Filipino inventors, composers, authors, performers and other IP holders to protection and enforcement through:
 - * active involvement and leadership for the timely implementation of the ASEAN Regional Filing System for Patents and Trademarks on January 1, 2000
-





INTELLECTUAL PROPERTY OFFICE

1999 Plans and Programs

- * Implementation of PCT upon ratification
- * modernization of IP management and
administration system such as computer-based
and internet-related solutions

*Research - Patent
with IP ES*

- Countryside/SME technological development through systems that match patented technology with the requirements of SME's and the countryside in support of DTI's D.R.I.V.E. Program



INTELLECTUAL PROPERTY OFFICE

1999 Plans and Programs

- Protection, management, administration and enforcement of other IPRs covered by the IP Code, particularly internet-sensitive rights, such as rights of composers, authors, performers, producers, broadcasters
 - Contract with DBP to facilitate payment of fees from the regions and provinces
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