

# WIPO



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**WORLD INTELLECTUAL PROPERTY ORGANIZATION**  
GENEVA

## **COMMITTEE ON DEVELOPMENT AND INTELLECTUAL PROPERTY (CDIP)**

**Second Session**  
**Geneva, July 7 to 11, 2008**

INITIAL WORKING DOCUMENT FOR THE COMMITTEE ON DEVELOPMENT AND  
INTELLECTUAL PROPERTY (CDIP): REVISED TEXT IN RESPECT OF  
RECOMMENDATIONS CONSIDERED DURING INFORMAL CONSULTATIONS ON  
APRIL 16 AND 17, 2008

*prepared by the Secretariat*

1. At the first session of the Committee on Development and Intellectual Property (CDIP), held from March 3 to 7, 2008, Member States agreed that the Chair would organize informal consultations between the first and second sessions of the CDIP to continue consideration of the work program for implementation of the adopted recommendations.
2. During the informal consultations, held on April 16 and 17, 2008, Member States considered recommendations 3, 4, 6, 7 and 11 in Annex III of document CDIP/1/3 and requested the Secretariat to revise the text in line with any suggested changes and/or new activities for the July 2008 session of the CDIP. The information provided earlier for implementation of these recommendations has, therefore, been revised in accordance with the discussions held during informal consultations and attached as Annex.

[Annex follows]

**E**

## ANNEX

WIPO Development Agenda  
Preliminary Implementation Report in Respect of 19 Adopted Recommendations

	<u>CLUSTER A:</u>  TECHNICAL ASSISTANCE AND CAPACITY BUILDING	INFORMATION ON ACTIVITIES FOR IMPLEMENTATION OF ADOPTED RECOMMENDATIONS
3.	Increase human and financial allocation for technical assistance programs in WIPO for promoting a, <i>inter alia</i> , development-oriented IP culture, with an emphasis on introducing intellectual property at different academic levels and on generating greater public awareness on IP.	<p><u>Promoting a Development-oriented IP Culture and Generating Greater Public Awareness about IP</u></p> <p>Raising awareness among all sectors of the society regarding the important role that intellectual property plays in national development, and promoting an informed and balanced discussion and dialogue about IP issues, continue to be an integral part of WIPO program and activities. As part of the process of imparting a development-oriented IP culture, WIPO promotes involvement of all national stakeholders through various programs and activities. Specific programs are tailored for public institutions, IP stakeholders and users, and target different sectors of society, including universities and research centers, SMEs, creative industries, the judiciary, journalists and civil society. It is proposed that the development agenda itself would also become a component of programs for greater public awareness on IP.</p> <p>In order to better inform the widening debate on IP and to further promote the Organization's role as the primary source of IP information, new, innovative, and more differentiated information products will be created to meet the needs of a wider audience. A key challenge will be to more fully exploit the WIPO website, which is the Organization's most cost-effective means of disseminating information worldwide. New and increasingly sophisticated information products focusing on specific issues – or for specific target audiences – will need to be produced, using a variety of communications tools. An intensified media communications strategy will also be necessary to expand links with the media and further inform the public and target audiences. Close cooperation with Member States in using WIPO's information tools and in creating country-specific outreach campaigns and products will be further developed.</p> <p>Some examples of activities include development of the WIPO Public Outreach guides with examples from countries around the world; new design for the WIPO magazine and recent inclusion of articles on key development issues; production of audiovisual documentaries to communicate real-life stories on IP, foster greater respect and encouragement for creators/inventors by increasing understanding of their work and its value to society, and to increase awareness of the IP system as an essential component of human</p>

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		<p>development. Furthermore, while implementing Nationally Focused Action Plans (NFAPs) customized outreach materials are created in the shape of country oriented WIPO publications in local languages, country specific studies, guides, manuals and CD-ROMs. These efforts will be further reinforced taking into account country specific IP needs. The scope of beneficiaries will be further expended to reach out to all sections of society keeping in view their specific needs and interests.</p> <p><u>Introducing IP at Different Academic Levels</u></p> <p>As outlined by the Program and Budget document for 2008/09, to promote the teaching of IP in universities and strengthen human resources in this field, WIPO will offer and develop joint programs with academic institutions leading to the award of degrees/diplomas. It will continue to develop strategic partnerships with academic institutions, in particular in developing countries and countries with economies in transition. Partnerships with academic institutions will also involve the development of teaching and training materials and curricula on IP. A special emphasis will be given to further including development-oriented aspects of the IP system in such programs.</p> <p>In addition, as part of its strategy to enhance IP teaching and training, WIPO will organize national symposia on IP education and research in a number of countries; provide expert advice to IP offices, universities and ministries of education; organize annual meetings of the IP academies; offer a number of executive programs in and outside Geneva; and establish a network of professors of IP management from business schools, industry and management consultancy firms. Examples of activities recently undertaken include, a WIPO Sub-regional Colloquium on IP education, training and research; a Joint LL.M. program with the University of Turin to increase human resources capacity in IP in developing countries, countries in transition and LDCs; distance learning courses for university professors under a Training of Trainer's Program which will be supported by face-to-face training; and Colloquia on Intellectual Property, jointly with the World Trade Organization (WTO) for professors and teachers from developing countries and countries with economies in transition.</p>

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<p>4.</p>	<p>Place particular emphasis on the needs of SMEs and institutions dealing with scientific research and cultural industries and assist Member States, at their request, in setting-up appropriate national strategies in the field of IP.</p>	<p>Supporting SMEs, research institutions, creative industries and the development of national IP strategies are some of the main areas of work outlined in the adopted Program and Budget for 2008/09. These areas have also witnessed an increase in financial resources in order to meet fast-growing demand from member states. The main strategies for these four areas of activities are as follows:</p> <p><u>WIPO Strategy for SMEs</u></p> <p>WIPO has been extending technical assistance to enhance the capacity of SMEs and SME-support institutions in various regions and countries and will continue to focus on concrete and practical activities involving the enterprise sectors, particularly SMEs with high potential for generating and exploiting intellectual property assets. Partnerships will continue to be developed with national IP offices and SME support institutions in order to create or strengthen their capacity to deliver IP-related services to SMEs. In addition, WIPO will partner with financial institutions to enhance their ability to take IP assets into account while appraising business plans by entrepreneurs and SMEs. Original content on IP for business will continue to be developed and disseminated through the SMEs web site, the monthly e-newsletter as well as via customized publications on IP for SMEs, including sector-specific publications. As part of a capacity-building strategy for business students, entrepreneurs, SMEs and SME support institutions, the development of training material and the collection and sharing of best practices and case studies will also continue. Some examples of activities initiated recently include agreements concluded to translate and/or customize IP for Business guides; workshops organized on the Role of Intangibles as a Tool for Raising Financing, and on Accessing Capital Markets; national project launched to support the use of distinctive signs by SMEs in the agro-food industry.</p> <p><u>WIPO Strategy for Cultural/Creative Industries</u></p> <p>A key element of WIPO's strategy relating to creative industries is to examine the contribution of the creative sector, as well as underscore its potential as an important constituent in support of policy making. To this effect, WIPO will build on the results achieved in the 2006/07 biennium, and launch new projects based on the feedback from users of the various tools developed. Partnerships with interested governments and international organizations will be sought and strengthened and products developed will be tested before widespread national implementation. Practical tools for selected creative sectors will also</p>

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		<p>be developed to meet sector-specific needs. Some examples of recent activities include studies on the Economic Contribution of Copyright-Based Industries; and a practical tool on Managing IP in the Book Publishing Industry.</p> <p><u>WIPO Strategy for Universities and Research Institutions</u></p> <p>WIPO's activities in support of scientific research institutions (including universities) has intensified significantly as a result of increasing requests from Member States. Support will continue to focus on three main types of activities. First, R&amp;D institutions and universities will be supported to develop institutional IP policies to facilitate IP asset management in line with their missions and mandates. Second, WIPO will support the creation of networks of R&amp;D institutions with IP hubs (or IP shared services) as a means for Member States to build cost-effective innovation infrastructure. This is considered to be a way of optimizing the use of scarce professional and financial resources for the provision of specialized services on protection and commercialization of IP. Third, WIPO will provide practical and customized training programs in technology licensing, patent valuation, patent drafting, and technology management and marketing to R&amp;D institutions and universities, upon request from Member States. Some examples of activities are training programs for universities and research institutions in one of the four areas described above; and support in the development of IP policies for universities and R&amp;D institutions.</p> <p><u>WIPO Strategy for Supporting the Development of National IP Strategies</u></p> <p>Member States will continue to be supported in integrating IP strategies into national economic development planning. This will involve the development of practical tools that stress the importance of national choices in the development and implementation of IP strategies. One important methodology which has already been applied as a first step in the process of constructing strategies is the IP Audit Tool. The development of national IP strategies has generally entailed integrating intellectual property into the context of national policies in several areas such as education, health, agriculture, science and technology, innovation, financing, international trade, among others. Strategies focus on the definition of goals, mechanisms, policies and actions to facilitate the creation of and access to knowledge and</p>

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		<p>technology, enhancing the ability of domestic enterprises and institutions to protect IP rights and promoting commercialization and broad dissemination of technology and creative works. Upon request, WIPO could intensify such activities and support Member States during consultations among various sectors and institutions in the development of national IP strategies. Examples of recent activities are supporting the development of national IP strategies, starting with a national IP audit and continuing with a series of internal consultations with the participation of a wide range of institutions and stakeholders.</p>
<p>6.</p>	<p>WIPO's technical assistance staff and consultants shall continue to be neutral and accountable, by paying particular attention to the existing Code of Ethics, and by avoiding potential conflicts of interest. WIPO shall draw up and make widely known to the Member States a roster of consultants for technical assistance available with WIPO.</p>	<p>The UN Standards of Conduct for the International Civil Service (available at: <a href="http://icsc.un.org/csd.asp">http://icsc.un.org/csd.asp</a>) were adopted by the Member States and incorporated in the WIPO Staff Regulations and Staff Rules, and are considered binding on all WIPO employees. In order to ensure that the same standards also apply to consultants hired by WIPO, a specific provision referring to the UN Standards of Conduct will be included in the Special Service Agreements (SSAs) issued by WIPO for the engagement of consultants.</p> <p>Work on strengthening Ethics and Integrity Systems has also been incorporated into the Organizational Improvement Project in order for it to be well coordinated with linked developments relating to human resources management and other organizational performance related issues. WIPO will regularly update Member States on these issues in the relevant fora.</p> <p>Consultants engaged for technical assistance activities are recruited as and when specific needs arise in order to respond to technical assistance requests by Member States. They are selected on the basis of their proven expertise and experience in the field required and are closely evaluated with regard to their performance and the results of their assignments.</p> <p>The roster of consultants referred to under this recommendation is currently under preparation.</p>
<p>7.</p>	<p>Promote measures that will help countries deal with IP related anti-competitive practices, by providing technical cooperation to developing countries, especially LDCs, at their request, in order to better understand the interface between intellectual property rights</p>	<p>WIPO provides, on request, legislative assistance and advice aimed at preventing and/or resolving IP-related anti-competitive practices, within its mandate and field of expertise. This comprises consideration of the proper scope of exclusive IP rights, including appropriate exceptions and limitations to those rights, as well as the use of legal options such as compulsory licenses and other measure allowed under international norms. Advice is also provided, on request, on matters related to business-restrictive clauses and other contents of IP licensing contracts that may have an adverse effect on competition. This</p>

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	<p>and competition policies.</p>	<p>will be continued on request. In undertaking such activities, WIPO will consider whether there is a need to engage external experts to respond to specific requests from Member States on a case by case basis.</p> <p>An information note containing additional information on the activities that WIPO has already carried out in this field in the past, as well as possible initiatives that could be initiated in the future, upon the request of Member States, will be prepared for the July session of the CDIP.</p>
<p>11.</p>	<p>To assist Member States to strengthen national capacity for protection of domestic creations, innovations and inventions and to support development of national scientific and technological infrastructure, where appropriate, in accordance with WIPO's mandate.</p>	<p>WIPO supports developing countries to help their local scientists and research institutions in protecting their research results through customized training programs, such as patent drafting, Successful Technology Licensing (STL), IP marketing and IP valuation. It also supports the structuring of technology transfer offices. WIPO's experience with the establishment of IP Hubs demonstrates that the different modalities of IP training and IP management may be highly optimized if the use and implementation of strategies are organized following the collaborative model of IP Networks. The range of possible strategies/programs/activities for the implementation of this recommendation are mentioned in the information note for recommendation 10/26 as well as in the text provided for recommendation 4/19, above.</p> <p>WIPO also provides technical assistance for the promotion and protection of local creations in the digital environment. Support is also provided for the establishment of collective management organizations so that the domestic creators can obtain their legitimate benefits</p>

[End of Annex and of document]