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INFORMATION DOCUMENT RELATED TO ADOPTED RECOMMENDATION 10

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 requested WIPO to prepare an information document in the form of a “menu of options”, listing the types of technical assistance programs that could be implemented by the Secretariat, at the request of individual Member States, relating to recommendation 10/26 of the Development Agenda. The said recommendation is reproduced below:

“To assist Member States to develop and improve national IP institutional capacity through further development of infrastructure and other facilities with a view to making national IP institutions more efficient and promote fair balance between IP protection and the public interest. This technical assistance should also be extended to sub-regional and regional organizations dealing with IP.”

2. Accordingly, the Secretariat has prepared the information, which is annexed. The document enumerates the various programs that have been, are being or could be implemented by WIPO in the future. The programs relate exclusively to the stated objectives of the recommendation and focus on technical assistance that directly serves to strengthen national, sub-regional and regional IP institutional capacity and that promotes a fair balance between IP protection and the public interest.

3. It is expected that the information contained in this document will enable Member States to better understand the nature of programs, with some examples of activities that can be requested from the Organization and will facilitate the development of the work program for adopted recommendation 10.

[Annex follows]

ANNEX

PROGRAMS RELATING TO ADOPTED RECOMMENDATION 10

Title/Nature of Technical Assistance Program	Target Institutions / Beneficiaries	Objectives	Types of Activities	Expected Outcomes
1. Policy Development Program	Government institutions; Policy-makers	Information sharing, orientation and training of decision makers, policy advisers and other senior officials	<ul style="list-style-type: none"> - Training sessions organized by the WIPO Academy at the national, regional or interregional level; - Special Academy sessions on topical issues for specific target audiences; - Increased emphasis in these sessions on how to develop a balanced IP system; and - Inclusion of the Development Agenda as a topic of discussion. 	Broader understanding of the relevance and importance of intellectual property by policy-makers and enhanced capacity to analyze, formulate and implement balanced IP policies in Member States
2. Provision of Legal Assistance to Developing and Least-Developed Countries, as well as to Countries with Economies in Transition	Government institutions; Policy-makers	Support in the formulation of updated IP legislation and provision of legal assistance in accordance with each country's specific requirements, including aspects related to the implementation of international treaties within national legislation, taking into consideration available legislative options and the specific needs of the country	<ul style="list-style-type: none"> - Advice on draft laws and regulations; - Participation in meetings; - Expert missions and consultation visits by government officials; - Training of negotiators and legal draftsmen; and - Advice with regard to accession to, and implementation of, international treaties, including regional agreements, taking into account the development priorities and objectives and available flexibilities under international agreements. 	Developing countries and LDCs, as well as countries with economies in transition, update the relevant legislation in accordance with their international obligations and development objectives and policy makers and legal experts are enabled to make informed decisions on the use of legal options and flexibilities available in the international legal framework, including the TRIPS Agreement, in their national laws.

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<p>3. Development of National Intellectual Property Strategies</p>	<p>Government institutions; Policy makers</p>	<p>Assisting Member States in their projects to develop national IP strategies aiming at integrating intellectual property into the context of national policies in several areas such as education, health, agriculture, science and technology, innovation, financing and international trade in line with national needs and development objectives . Strategies could focus on the definition of goals, mechanisms, policies and actions to facilitate the creation of and access to knowledge and technology, enhancing the ability of domestic enterprises and institutions to protect IP rights and promoting commercialization and broad dissemination of technology and creative works</p>	<ul style="list-style-type: none"> - Support in undertaking an IP Audit as a first step towards assessing needs, challenges, opportunities, strengths; - Meetings to assist in the formulation of a plan of action or IP policy integrated with national development plans and policies; and - Events involving different sectors with a view to implementing the IP policy or a series of IP strategies. 	<p>An assessment of IP capabilities and needs and a plan to implement national IP strategies in different areas/sectors</p> <p>More countries formulating IP policies, strategies and development plans, appropriate to national needs and objectives</p> <p>Facilitate IP policy and strategy integration with national and sectorial development policies and consideration of public policy objectives and public interest in IP systems</p>

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<p>4. Strengthening mechanisms for sub-regional, regional and inter-regional cooperation in the field of intellectual property</p>	<p>Government Institutions</p>	<p>Strengthening of mechanisms for sub-regional, regional and inter-regional cooperation and development of mechanisms and partnerships leveraging the support of a wide range of stakeholders, with a view to encouraging synergies through the process of regional integration and internationalization of national IP systems</p>	<ul style="list-style-type: none"> - Coordination of IP systems with a view to establishing procedures for sharing the task of granting IP rights on a sub-regional or regional level; - Support for regional and sub-regional initiatives to develop regional and sub-regional legislation in the areas of IP, Traditional Knowledge and Traditional Cultural Expressions (for example in OAPI and ARIPO); - Support for the creation of networks of copyright offices and collective management organizations with the view to encouraging synergies in policy and strategic planning; - Formulation and pooling of resources and knowledge to better serve right-owners and the user community; - Holding of regular consultations with regional and sub-regional organizations to streamline cooperation programs and activities and strengthen regional cooperation; - Development of regional mechanisms for sharing of IP related information, expertise, resources and best practices; and <ul style="list-style-type: none"> - Organization of specialized training programs at sub-regional and regional levels to develop skills and enhance competence of the staff of IP offices in administration of IP rights in different technological fields. 	

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5. Assisting policy makers to understand the economic impact of creative industries	Government Institutions	Provide to member states estimates of the economic contribution of their creative industries	<ul style="list-style-type: none"> - Studies on the economic contribution of creative industries - Two day seminars on the importance of estimating the economic contribution of creative industries 	Identification of the economic contribution of the creative industries and enabling governments to identify areas for policy intervention
6. Professional Development Program	IP offices, collective management organizations, industry associations and research institutions.	Training of officials from such institutions in Member States	<ul style="list-style-type: none"> - Intermediate and advanced seminars and training courses in the field of industrial property and copyright and related rights at interregional and regional levels; and - Training courses for patent and trademark examiners include practical training sessions in national and regional IP offices with a view to improving the quality of patent and trademark examination. <p>A full catalog of courses under the Professional Development Program for 2008 is available at: http://www.wipo.int/export/sites/www/academy/en/courses/professional_training/pdf/catalogue_2008_e.pdf</p>	Enhanced skills of officials to perform their tasks in a manner that could improve the services offered by the offices
7. Strengthening and Modernization of IP institutions	IP offices and collective management organizations	<ul style="list-style-type: none"> - To develop and improve capacity and efficiency of IP institutions for efficient administration and management of IP rights and user oriented services, through effective use of modern management practices, information technology systems and infrastructure; and 	<ul style="list-style-type: none"> - Expert/advisory missions to assess the specific needs and requirements of the country concerned in developing or strengthening IP institutions for administration and management of IP rights consistent with development plans; - Design and development of robust, state of the art, user-friendly data processing and capturing systems for business modernization of IP institutions, achieved through the installation and adaptation of the Industrial Property Automation System (IPAS) Software for industrial property offices and AFRICOS Software for small and medium sized copyright collective management 	<ul style="list-style-type: none"> - Modernized and efficient IP infrastructure and institutions providing effective user-friendly services; - IP Offices are able to comply with legal and procedural requirements pertaining to patent, trademark, geographical indications and industrial design applications;

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		<p>- To strengthen the capacities of national, sub-regional and regional IP Offices with a view to enabling them to provide responsive, user-oriented and high quality services, to meet the growing demand of users from the private, public sectors and other stakeholders.</p>	<p>organizations;</p> <ul style="list-style-type: none"> - Development of manuals and guidelines for administration and management of IP rights in conformity with relevant national IP legislation in place; - Advice on updating working methods and streamlining office operations; - Design of training and advisory services in corporate governance principles for improved management of industrial property and copyright offices, as well as copyright collective management organizations; and - Support for Fora on IP administration for high-level experts from developing and developed countries to: <ul style="list-style-type: none"> a) share experiences and discuss ways of improving processes, procedures and practices relating to the management of IP offices; and b) learn about the best practices and consider ways of customizing and improving administrative and IP information, documentation and automation procedures. 	<ul style="list-style-type: none"> - CR Offices are able to provide a non-mandatory registration of works to facilitate public access to rights and works in the public domain; - Copyright Collective Management Organizations are able to provide real time, accurate identification of works and authors for a rapid distribution of royalties to right owners and information to users; - Further expected benefits: <ul style="list-style-type: none"> a) Improved efficiency; b) Shorter processing time; c) Creation of national IP databases; d) Reduction of backlog; e) Development of skills and expertise of institution staff; f) E-Communication regarding WIPO Treaties; and

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				g) Networking between IP administrations and the user community.
<p>8. Developing capacity for a clear understanding and an effective administration and management of IP consistent with national development priorities and public policy objectives including promoting fair balance between IP protection and the public interest</p>	<p>Government Institutions; IP Offices</p>	<ul style="list-style-type: none"> - To sensitize policy makers and senior IP officials from developing countries, with a special focus on LDCs, on emerging IP issues and to provide a forum for them to discuss and share their views on such issues; - To support national plans and initiatives, through provision of required technical assistance and advice, for developing and enhancing national IP infrastructure, institutional capacity and knowledge base, conducive to establishing an efficient and balanced IP system in line with national development and public policy goals; and - To strengthen national IP institutions and develop functional links with other institutions in the public sector (such as the Ministries of Justice, Trade, Science and Technology, Culture, Environment, Education, enforcement 	<ul style="list-style-type: none"> - Organization of strategic seminars or fora for policy makers and senior IP administrators to discuss and share their views on emerging IP issues such as traditional knowledge, copyright in the digital environment, the role of IP in economic development, flexibilities in IP system, IP and Public Health, strategic use of patent information, evolving role of IP administrations in national development, etc. - Inclusion in such fora of more topics relating to IP protection, public policy objectives and public interest; - Organizing meetings, training courses, study visits and expert mission in particular areas of interest to the Member States such as those mentioned above - On-the-job training to the staff of IP institutions to enhance their capacity to administer and manage IP rights, including the international registration and classification systems administered by WIPO; - Organization of workshops and seminars to build capacity of senior IP administrators to better deal with technical issues affecting IP offices; - Organization of study visits and training abroad for policy makers and senior IP administrators to learn from the experiences and best practices of other countries' experiences in administering IP rights and developing and implementing IP policies; 	<ul style="list-style-type: none"> - Enhanced knowledge of policy makers and senior IP administrators to develop, formulate and implement appropriate and balanced IP policies for their respective countries; - Enhanced technical and managerial capability of human resources of IP institutions, consistent with the requirement of an improved and modernized system of administering and managing IP rights - Enhanced capacity and skills of senior IP administrators in improving the organizational and operational aspects of IP offices in order to gain effectiveness and efficiency in providing services to the user community.

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		<p>authorities, among others), to promote a fair balance between IP protection and public interest in IP policies and management.</p> <p>- To develop and enhance the capacity of human resources in administration and management of IP rights.</p>	<p>- Organization of expert meetings, seminars, practical workshops at national and regional levels, training programs, study visits, and commissioned studies, on specific issues upon the request of IP institutions;</p> <p>- Dissemination and use of best practices of IP management; and</p> <p>- Organization of seminars and meetings in cooperation with the authorities concerned to enhance awareness about the usefulness of IP information for economic and technological development.</p>	
<p>9. Strengthen IP capacity of institutions that support entrepreneurs and SMEs¹ and creative industries</p>	<p>SME and Creative Industry Support Institutions</p>	<p>- Improve the competitiveness of SMEs by integrating a package of IP services with existing programs of SME support institutions;</p> <p>- SMEs are not only creators but also users of IP. Thus the program assists them not only to better protect, manage and exploit their innovations and creativity but also to make it accessible to others.</p> <p>- Enhance intellectual property awareness and impact of IP in</p>	<p>- Development of basic and specialized material on IP for business (guides, multi media products, articles, case studies, etc.) including material of relevance to particular industrial and service sectors;</p> <p>- Translation and customization of the above material to the needs of individual institutions or countries, including curriculum and course material; and</p> <p>- Awareness raising, capacity building and specialized events for training the trainers in the SME support institutions to deliver IP awareness and capacity building services</p> <p>- Publication of training tools on specific creative sectors and two-three days workshops based on the training tools</p>	<p>Greater capacity of SME support institutions to deliver IP related awareness and capacity building services to SMEs</p> <p>Acquisition of knowledge on the management of intellectual property by creative industries support institutions</p>

¹ Such institutions include government institutions responsible for supporting SMEs, IP offices, chambers of commerce, business incubators, universities, technology transfer offices, science parks, innovation centers, etc. They could be national, sub regional or regional.

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		the management of creative industries		
10. Training Programs on IP Protection and Management	Academic and Research Institutions / Businesses	To support developing countries to assist their inventors in business, academic and research institutions, in protecting and commercializing their creations, through customized training programs such as (1) Patent Drafting, (2) Successful Technology Licensing (STL), (3) IP Marketing, and (4) IP Valuation	<ul style="list-style-type: none"> - Four-day training programs on licensing involving the teaching of concepts and practical exercises. This Program is based on training material developed by WIPO. However, every edition is prepared according to the different national and regional contexts, taking into account the needs and interests of Member States. Programs for universities and research institutions are also mindful of ensuring that licensing negotiations are done with a view to promoting the public interest through the broad commercialization of inventions generated within universities and research institutions - Four to five days of training programs on IP negotiations with a focus on valuation or marketing of intangibles; and - Seven to ten days training programs on patent drafting, focusing on selected technical areas. 	<p>Enhanced skills in developing country institutions on IP asset management</p> <p>Development of communities of IP managers which would allow further interactions among participants on issues relating to technology management</p>
11. Development, creation and implementation of mechanisms which facilitate access to and dissemination of IP-related technical information	Business Support Institutions and Academic and Research Institutions	<ul style="list-style-type: none"> - To promote the use of IP information, especially patent information to the R&D and business communities so as to enhance the competitiveness of the agricultural and industrial sectors for national and global markets; - To develop mechanisms for the use of IP-related technical 	<ul style="list-style-type: none"> - Promotion and establishment of specialized centers for IP information management; - Creation of sub-regional, regional and international databases for patent search and examination (especially in new technology areas); - Development of specialized value-added services; - Provision of necessary information technology and other equipment for effective and smooth functioning of the IP 	<p>Efficient IP support infrastructure for the use of patent information for technological adaptation and development in agriculture, industry and services as well as the provision of other advisory services on IP</p> <p>The assisted IP institutions are expected to benefit</p>

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		<p>information and ICTs;</p> <p>- To create user-friendly IP information centers, which would provide one-stop services on IP information to the public and the user community.</p>	<p>information center;</p> <p>- Provision of on-the-job training to the staff of IP information centers/units with regard to patent searches and patent document retrieval from various sources and databases;</p> <p>- Provision of reference materials (e.g. Optical discs, publications, books, etc.) to be equipped in the IP information center;</p> <p>- Organization of study visits and training abroad to learn from the experiences and best practices of other countries' IP information centers;</p> <p>- Use of new technologies for IP Offices and CR Offices to reach out to a wide range of users;</p> <p>- Assistance to IP information centers in launching awareness and public outreach campaigns; and</p> <p>- Establishment of Intellectual Property Advisory Services and Information Center (IPASIC) in least developed countries through the provision and installment of equipment (such as computer hardware and software, printers and other related equipment) and publications, as well as skills development program to the staff of the Center in the various intellectual property areas of relevance and to provide the necessary services to the public in those areas.</p>	<p>from better use of technological information contained in IP databases, including dissemination of patent information becoming part of the state of the art and the public domain</p> <p>Improved access to IP information through advanced IT equipment, on-line databases, optical discs and reference materials equipped in IP information centers which are available to the public</p> <p>Greater understanding of the general public on the importance of IP information, particularly patent information, for research and education and its effective use for technological development</p> <p>Effective Use of IP information by academics, researchers, entrepreneurs, and SMEs</p>
<p>12. Institutional Policies for</p>	<p>Academic and Research</p>	<p>To assist research institutions in developing countries in the</p>	<p>- Four day workshops to discuss the establishment of institutional policies in universities and research centers,</p>	<p>The structuring of institutional policies on IP</p>

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Universities and Research Centers	Institutions	development of policies and infrastructure to protect and commercialize IP in line with their missions/mandates.	based on the content presented in the WIPO Guide on Institutional IP Policies; and - The establishment of a forum on the Web to facilitate the exchange of ideas on IP policies and IP management among research institutions.	management by universities and research centers in developing countries Protection and commercialization of IP by universities and research centers in developing countries, taking into account the primary missions/mandates of the institutions and the need to safeguard the public interest
13. Education and Degree/Diploma Program	Academic Institutions	To fulfill the need for teaching and educating younger generations in the field of IP, and for training the trainers in IP To assist universities throughout the world to design courses on IP and to cooperate in the teaching and training of human resources	Suggestions regarding the contents and structure of the curriculum, in line with the needs of the country/institution; Participation of WIPO experts in the teaching of the international aspects of IP; Joint organization of seminars on IP; Sending of a number of WIPO publications for use by the university or teaching institution; and Use of WIPO distance learning programs in the IP curricula of universities.	Inclusion of IP in the curricula of educational institutions Greater availability of qualified human resources in IP, particularly in developing countries