

## **Advisory Committee on Enforcement**

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### **RECENT ACTIVITIES OF WIPO IN THE FIELD OF BUILDING RESPECT FOR INTELLECTUAL PROPERTY (IP)**

*prepared by the Secretariat*

1. This document summarizes the activities in the field of building respect for IP undertaken by the World Intellectual Property Organization (WIPO) Program 17 in the period from October 2012 to December 2013. The activities were guided by the Program's objectives defined in the 2012-2013 Program and Budget, as well as by Development Agenda Recommendation No 45. They focused on responding to Member States' requests for legal and technical assistance, also taking duly into account Development Agenda Recommendations 1, 6, 12 to 14, and 17, and on fostering cooperation with partner organizations and the private sector, in order to ensure further integration of development-oriented concerns in joint activities.
2. It is recalled that WIPO Strategic Goal VI "International Cooperation on Building Respect for IP" is a broad, cross-cutting goal which aims to create an enabling environment that promotes respect for IP in a sustainable manner and strengthened capacity in Member States for the effective enforcement of IP rights, taking into account societal interests and development-oriented concerns. Strategic Goal VI is supported by many different WIPO Programs and many of the activities set out under paragraphs 5 to 13, below, benefited from close in-house cooperation, in particular with: Program 9 (Africa, Arab, Asia and the Pacific, Latin America and the Caribbean Countries, Least-Developed Countries); Program 10 (Cooperation with Certain Countries in Europe and Asia); Program 16 (Economics and Statistics); Program 19 (Communications); and Program 20 (External Relations, Partnerships and External Offices).

3. The following Sections illustrate activities of WIPO related to building respect for IP, undertaken by Program 17, while not aiming to present an exhaustive report as there are other areas of WIPO's work that deliver contributions to Strategic Goal VI. Section I focuses on assistance to Member States, Section II provides information on cooperation and coordination between the work of WIPO and other international organizations, non-governmental organizations (NGOs), and the private sector, Section III makes reference to publications on the latest developments in the field of building respect for IP. Section IV provides information on the activities undertaken under the WIPO Awards Program.

4. A regular update on WIPO's activities in the field of building respect for IP, with links to relevant programs, is made available on the WIPO website at <http://www.wipo.int/enforcement/en/activities/current.html>.

## **I. ASSISTANCE TO MEMBER STATES: LEGISLATIVE ADVICE, TRAINING AND AWARENESS-RAISING**

5. In the period under review, Program 17 continued to receive numerous requests by Member States for assistance in the field of building respect for IP and IP enforcement. Requested services included legislative assistance, as well as training and awareness-raising for law enforcement officials and the judiciary.

6. Regarding legislative advice, Program 17 focused on scrutinizing the compatibility of current or draft legislation with enforcement-related obligations under Part III of the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement), taking due account of the balances and the flexibilities incorporated in the Agreement. WIPO legislative assistance is provided to the Member State on a confidential basis, per request.

7. In addition, WIPO organized specialized national and regional workshops, meetings, seminars, study visits, and colloquia targeted at comprehensively addressing building respect for IP:

- *Sub-Regional Workshop on the Social and Economic Consequences of Counterfeiting and Other IP Infringements in the Economic Community of the West African States (ECOWAS), Dakar, Senegal, October 16 to 18, 2012:* The objectives of this Workshop, jointly organized with the Japan Patent Office (JPO), and in cooperation with the Senegalese Agency of Industrial Property and Innovation Technology (ASPIT) and the Economic Community of the West African States (ECOWAS) were, within the framework of Strategic Goal VI, (i) to build IP skills and enhance understanding of customs officials, law enforcement officials and public prosecutors from the West African States on protection and enforcement mechanisms; (ii) to provide exposure to procedures and approaches of relevant industries to create and strengthen mechanisms for building respect for IP rights; and (iii) to sensitize the participants on the economic and social consequences of piracy and counterfeiting, particularly as regards to health, food, transportation and safety sectors and their impact on the overall welfare of society. The Workshop was attended by around 50 participants (customs officials, police, market inspectors, public prosecution) from the 15 ECOWAS member states.
- *Sub-Regional Seminar on Building Respect for IP for Magistrates of Member States of the African Intellectual Property Organization (OAPI) and of Other Francophone States of Sub-Saharan Africa, Abidjan, Côte d'Ivoire, October 22 to 24, 2012:* The Workshop was jointly organized with OAPI, and in cooperation with the French National Institute for Industrial Property (INPI France), the International Organisation of the Francophonie (OIF) and the Ministry of Industry and Promotion of the Private Sector of Côte d'Ivoire, with the

purpose of improving the knowledge and skills of the magistrates and members of the judiciary, as well as the legal fraternity, in matters relating to IP litigation, in order to contribute to the efficient management of the procedures regarding infringements of IP rights, taking into account the development aspects in accordance with Strategic Goal VI. Around 80 magistrates from the 16 member states of OAPI, Burundi, Comoros, Djibouti, Madagascar, the Democratic Republic of Congo and Rwanda took part in the Workshop.

- *Fifth Inter-Regional Symposium on Enforcement of Intellectual Property Rights, Chisinau, Moldova, October 23 and 24, 2012:* The Inter-Regional Symposium was organized in cooperation with the State Agency on IP of the Republic of Moldova (AGEPI), with the objective, within the framework of Strategic Goal VI, to present and approve the final draft version of the *WIPO Study on the Enforcement of Intellectual Property Rights in Countries in Transition*, as well as to discuss follow-up activities in the region. The Symposium was attended by senior law enforcement officials (customs, police and market surveillance inspectors) from the following countries: Albania, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Bulgaria, Croatia, Cyprus, Czech Republic, Estonia, Georgia, Greece, Hungary, Israel, Kazakhstan, Kyrgyzstan, Latvia, Lithuania, Malta, Montenegro, Poland, Romania, Russian Federation, Serbia, Slovakia, Slovenia, Tajikistan, the former Yugoslav Republic of Macedonia, Turkey, Turkmenistan, Ukraine, and Uzbekistan. At the invitation of AGEPI, two representatives from the State IP Office of China (SIPO) were present as observers.
- *Training Course on the Enforcement of Intellectual Property Rights, Tokyo, Japan, November 5 to 9, 2012:* The objectives of this Training Course, jointly organized with the JPO, were, within the framework of Strategic Goal VI, (i) to discuss various issues relating to building respect for IP and IP enforcement, such as alternate models to address counterfeiting and piracy, and the disposal and destruction of infringing goods; (ii) to consider the minimum standards and flexibilities contained in Part III of the TRIPS Agreement, including recent case-law developments; (iii) to examine the motivation, elements, investigation and prosecution of IP crimes and infringements, including sentencing and proportionality; (iv) to analyze the role of various stakeholders in the interest of strategic and effective cooperation. The Training Course was attended by 23 participants, comprising high-ranking officials with relevant experience in IP matters from the prosecution, judiciary, customs authorities, market inspection and IP offices, from Cambodia, China, Egypt, Indonesia, Lao People's Democratic Republic (Lao PDR), Morocco, Philippines, South Africa, Thailand, and Viet Nam. The WIPO-led program was followed by a program led by the JPO focusing on the Japanese experience from November 12 to 16, 2012.
- *Sub-Regional Workshop on Building Respect for Intellectual Property, Muscat, Oman, November 12 and 13, 2012:* The objectives of the Workshop, organized in cooperation with the Department of Intellectual Property, Ministry of Commerce and Industry of Oman, within the framework of Strategic Goal VI were: (i) to raise public awareness on the importance of IP for socio-economic development; (ii) to assess consumer attitudes and perceptions; (iii) to encourage innovative thinking and entrepreneurship; and (iv) to develop public awareness campaigns targeting the youth, consumers and the business community. Twenty participants were invited from Bahrain, Kuwait, Qatar, Saudi Arabia and the United Arab Emirates. The participants were senior/mid-level officials from the national IP offices; Ministries of Education; customs and police authorities; as well as representatives of the legal fraternity, academic institutions, consumers associations and the private sector.
- *Interregional Training Program on Copyright Enforcement, Seoul, Republic of Korea, November 12 to 20, 2012:* The objectives of this Training Program, jointly organized in cooperation with the Ministry of Culture, Sports and Tourism of the Republic of Korea and

the Korean Copyright Commission, were: (i) to consider the value of IP protection and enforcement to the social and economic development of the participating countries; (ii) to provide basic training on remedies and measures; (iii) to discuss various issues relating to building respect for IP, such as methodologies to determine the scope and impact of piracy, relevant jurisprudence, the digital environment, disposal and destruction of infringing goods; and (iv) to envisage national and regional strategies for effective cooperation to build respect for copyright. The Training Program was attended by 12 participants from copyright offices and the police, from China, Colombia, Indonesia, Kazakhstan, Lao PDR, Malaysia, Mexico, Philippines, Thailand, Uzbekistan, and Viet Nam.

- *National Intellectual Property Seminar for Judges and Other Enforcement Institutions, Sofia, Bulgaria, November 22 and 23, 2012:* The Seminar was organized in cooperation with the Bulgarian Patent Office (BPO), with the objectives driven by Strategic Goal VI (i) to build capacities among Bulgarian judges and other institutions (prosecutors, customs, police) on IP enforcement; and (ii) to discuss recent developments in this field and to examine other topical issues linked to building respect for IP, such as consumer awareness-raising and a national strategy for effective cooperation between public and private stakeholders. The Seminar was attended by some 50 participants, comprising judges (mainly from courts of first instance and from administrative panels); prosecutors; police and customs officials; staff from the BPO, including market inspectors; and representatives of local right holders.
- *Workshop on Building Respect for Intellectual Property Rights for Law Enforcement Officials, Kathmandu, Nepal, December 5 to 7, 2012:* The objectives of this Workshop, organized in cooperation with Department of Industry, Ministry of Industry of Nepal, were to examine the minimum standards and flexibilities contained in Part III of the TRIPS Agreement; to review topical issues, including consumers awareness-raising and the equitable disposal of infringing goods; and to envisage effective cooperation, while taking due note of capacity building needs, within the framework of Strategic Goal VI. The Workshop was attended by some 45 law enforcement officials from the customs and the police, government officials from other ministries, members of the legal fraternity and the private sector.
- *WIPO Colloquium for Judges of Appeal and District Courts, Kathmandu, Nepal, December 6 (p.m.), 2012:* The objective of the Colloquium organized in cooperation with Department of Industry, Ministry of Industry of Nepal, was to sensitize the judiciary on topical issues pertaining to the efficient and consistent adjudication of IP cases, while taking due note of capacity building needs. The Colloquium was attended by 34 judges and judicial officials, as well as members of the legal fraternity.
- *Mission on Building Respect for IP – Project Proposal for the Enforcement of IP Rights, Port of Spain, Trinidad and Tobago, January 29 to 31, 2013:* Within the framework of Strategic Goal VI, the meetings with the representatives from the public and private sectors aimed at assisting the Intellectual Property Office of Trinidad and Tobago to develop and launch an extensive government-funded national project to raise public awareness on building respect for IP rights with the long-term goal of fostering an innovative and creative future generation.
- *Regional Workshop on Building Respect for IP, Male, Maldives, February 13 and 14, 2013:* The objectives of the Workshop, organized in cooperation with the Maldives Ministry of Economic Development (MOED) and with the assistance of the JPO, within the framework of Strategic Goal VI, were: (i) to enhance the understanding of the role of IP awareness in socio-economic development; (ii) to provide stakeholders with information on how to develop and implement national awareness raising strategies; and (iii) to foster strategic cooperation between stakeholders from both the public and private sectors. The Workshop was attended by 35 participants representing IP offices, Ministries of Industry and

Commerce, Law, Justice and Parliamentary affairs, and journalists from Bangladesh, Bhutan, Malaysia, Pakistan, Sri Lanka, and the Maldives.

- *Workshop for Law Enforcement Agencies and High-Level Roundtable Discussions on Building Respect for IP Rights, Saint John's, Antigua and Barbuda, March 6 and 7, 2013:* The objectives of the Workshop, within the framework of Strategic Goal VI, were: (i) to build the capacity of law enforcement officials; (ii) to enhance the understanding of the role of IP awareness in socio-economic development; (iii) to provide stakeholders with information on how to develop and implement national awareness raising strategies; and (iv) to foster strategic cooperation between stakeholders from both the public and private sectors. The Workshop was organized in cooperation with the Antigua and Barbuda Intellectual Property and Commerce Office (ABIPCO). The first day of the Workshop was attended by around 20 participants representing law enforcement officers (police, customs, the prosecution and the judiciary), the Bureau of Standards, Saint John's Development Corporation and officials from the IP Office. The second day of the Workshop was attended, in addition to the above-mentioned officials, by officials representing the Departments of Health, Agriculture, Sports and Trade.
- *Workshop for Law Enforcement Agencies and High-Level Roundtable Discussions on Building Respect for IP Rights, Saint George's, Grenada, March 10 and 11, 2013:* The objectives of the Workshop, within the framework of Strategic Goal VI, were: (i) to build the capacity of law enforcement officials; (ii) to enhance the understanding of the role of IP awareness in socio-economic development; (iii) to provide stakeholders with the necessary information on how to develop and implement national awareness raising strategies; and (iv) to foster strategic cooperation between stakeholders from both the public and private sectors. The Workshop was organized in cooperation with the Corporate Affairs and Intellectual Property Office (CAIPO). The first day of the Workshop was attended by around 25 participants representing law enforcement officers (police, the prosecution and the judiciary), the Ministry of Health, the Ministry of Culture, the Ministry of Trade, the Ministry of Legal Affairs, six patent and trademark agents and officials from the IP Office. The second day of the Workshop targeted eight senior operational customs officials as well as the Registrar and two officials from the IP Office.
- *Workshop for Law Enforcement Agencies and High-Level Roundtable Discussions on Building Respect for IP Rights, Bridgetown, Barbados, March 14 and 15, 2013:* The objectives of the Workshop, within the framework of Strategic Goal VI, were: (i) to build the capacity of law enforcement officials; (ii) to enhance the understanding of the role of IP awareness in socio-economic development; (iii) to provide stakeholders with information on how to develop and implement national awareness raising strategies; and (iv) to foster strategic cooperation between stakeholders from both the public and private sectors. The Workshop was organized by WIPO in cooperation with the Corporate Affairs and Intellectual Property Office (CAIPO). The first day of the Workshop was attended by around 70 participants representing law enforcement agencies (police and customs), the Ministry of Health, the Ministry of Culture, the Ministry of Trade, representatives of the National IP Advisory Committee, lawyers, musicians, performers and officials from the IP Office. The second day of the Workshop was attended by around 60 participants representing the judiciary (lower court magistrates, high court judges and two judges from the Supreme Court of Appeal) and representatives of the Office of the Director of Public Prosecutions, as well as a number of the participants of the first day.
- *Interregional Workshop on Copyright Enforcement, Seoul, Republic of Korea, June 4 to 11, 2013:* The objectives of this Workshop, jointly organized with the Ministry of Culture, Sports and Tourism (MCST) of the Republic of Korea and the Korean Copyright Commission (KCC), were within the framework of Strategic Goal VI, (i) to consider the value of IP protection and enforcement to the social and economic development of the

participating countries; (ii) to provide basic training on remedies and enforcement measures, with a focus on the digital environment; (iii) to discuss various issues relating to building respect for IP, such as methodologies to determine the scope and impact of piracy, relevant jurisprudence, disposal and destruction of infringing goods; and (iv) to envisage national and regional strategies for effective cooperation to build respect for copyright. Thirteen participants from Brazil, China, India, Malaysia, Philippines, Thailand and Viet Nam took part in the Workshop.

- *Mission on Building Respect for IP – Project Proposal for the Enforcement of IP Rights, San José, Costa Rica, June 5 and 6, 2013:* Within the framework of Strategic Goal VI, the meetings with the representatives from the public and private sectors aimed at assisting the IP Office of Costa Rica to develop and launch a National Strategy on Building Respect for IP to raise public awareness on building respect for IP rights with the long-term goal of fostering an innovative and creative future generation.
- *National Workshop for Judges and Prosecutors on Building Respect for IP, Istanbul, Turkey, June 12, 2013:* The objective of the Workshop, jointly organized by the High Council for Judges and Prosecutors of Turkey, and in cooperation with the Directorate General for Copyright and the Turkish Patent Institute, was to improve the skills and knowledge level necessary to provide fair, efficient and consistent handling and adjudication of IP cases, while taking due note of Strategic Goal VI development-oriented concerns. Around 140 judges and prosecutors from various civil and criminal courts in Turkey attended the Workshop.
- *Mission on Building Respect for IP – Project Proposal for the Enforcement of IP Rights, Banská Bystrica, Slovakia, June 19 and 20, 2013:* Within the framework of Strategic Goal VI, the meetings with the representatives from the public and private sectors aimed at assisting the IP Office of Slovakia to launch a Building Respect for IP awareness raising campaign targeting the youth, aged 10 to 15.
- *Regional Workshop on Building Respect for IP, Amman, Jordan, June 25 to 27, 2013:* The objectives of the Workshop, organized in cooperation with the Industrial Property Protection Directorate of Jordan, were within the framework of Strategic Global Goal VI: (i) to build the capacity of law enforcement officials; (ii) to enhance the understanding of the role of IP awareness in socio-economic development; (iii) to provide stakeholders with information on how to develop and implement national awareness raising strategies; and (iv) to foster strategic cooperation between stakeholders from both the public and private sectors. Sixty participants were invited from Bahrain, Egypt, Iraq, Kuwait, Lebanon, Oman, Qatar, Saudi Arabia, Yemen and Palestine. In addition, around 25 local participants attended the Workshop. The participants included senior law enforcement officials representing the judiciary, the prosecution, customs and police; officials from the national IP offices responsible for public outreach strategies and awareness campaigns; journalists; and representatives of rights holders based in Jordan.
- *Sub-Regional Seminar on the Enforcement of IP Rights, Tashkent, Uzbekistan, September 5 and 6, 2013:* The objectives of the Seminar, organized in cooperation with the Agency on Intellectual Property of the Republic of Uzbekistan, were (i) to discuss and exchange experience on practical issues relating to the enforcement of IP rights in judicial proceedings; and (ii) to improve the skills and knowledge level necessary to provide fair, efficient and consistent handling and adjudication of IP cases, while taking due note of Strategic Goal VI development-oriented concerns. Around 50 participants, including judges from Kazakhstan and Kyrgyzstan, took part in the Seminar.
- *Regional Meeting on the Enforcement of IP Rights, Belgrade, Serbia, September 11 and 12, 2013:* The Meeting was jointly organized with the Intellectual

Property Office of the Republic of Serbia, with the objectives, within the framework of Strategic Goal VI of WIPO, (i) to build capacities among law enforcement officials and judges on the enforcement of IP rights; (ii) to present and build further on the Study on the Enforcement of IP Rights in Countries in Transition; (iii) to discuss recent developments – including case-law developments – in this field; and (iv) to examine other topical issues linked to building respect for IP, such as consumer perceptions and attitudes and strategies for effective cooperation between the various law enforcement agencies and with the right holders. The Meeting was attended by approximately 90 participants from Bosnia-Herzegovina, Croatia, Montenegro, Romania, Serbia and Slovenia, including two Directors of IP Offices, judges, prosecutors, market inspectors, customs officials, private stakeholders and the legal fraternity.

- Workshop on Building Respect for IP, Kuala Lumpur, Malaysia, October 10 and 11, 2013: The objectives of the Workshop, organized in cooperation with the Intellectual Property Corporation of Malaysia (MyIPO), within the framework of Strategic Goal VI were: (i) to build the capacity of law enforcement officials; (ii) to discuss the implementation of Part III of the TRIPS Agreement; (iii) to consider the role of IP awareness as a preventive measure; (iv) to provide stakeholders with information on how to develop and implement national awareness raising strategies; and (v) to foster strategic cooperation between stakeholders from both the public and private sectors. One hundred and ten participants attended the Workshop. The participants included officials representing the Enforcement Divisions from the Ministry of Domestic Trade, Cooperatives and Consumerism and the Ministry of Health; the Royal Malaysian Customs; the Royal Malaysia Police; the Ministry of Science, Technology and Innovation; the Malaysian Communications & Multimedia Commission (MCMC); MyIPO; the Malaysian Screen Industry; law firms; rights holders; and the media.
- Regional Seminar on Building Respect for IP in Central America, San José, Costa Rica, October 16 and 17, 2013: The objectives of the Seminar, organized in cooperation with the IP Office of Costa Rica, within the framework of Strategic Goal VI were to discuss: (i) various issues pertaining to IP enforcement and to building respect for IP in Central America, such as methodologies to determine the scope and impact of counterfeiting and piracy; (ii) relevant case-law; (iii) specificities and challenges faced by various law enforcement agents (judiciary, customs, police, market inspectors); and (iv) national and regional strategies for effective cooperation in building respect for IP. Around one hundred and fifty participants from Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua and Panama attended the Seminar. The participants included officials representing law enforcement agencies and ministries, including senior members of the judiciary, Heads of Central-American IP Offices, academic institutions, the private sector and the media.
- Regional Workshop on Building Respect for IP, Windhoek, Namibia, October 30 and 31, 2013: The objectives of the Workshop, organized in cooperation with the Trade and Commerce Department, Ministry of Trade and Industry of Namibia, with the assistance of the JPO, within the framework of Strategic Goal VI were: (i) to consider the impact of IP protection and enforcement on the social and economic development of the participating countries; (ii) to examine the minimum standards and flexibilities contained in Part III of the TRIPS Agreement; (iii) to review topical issues, including consumer awareness-raising as a preventive measure and the equitable disposal of infringing goods; and (iv) to highlight the importance of national and regional strategies for effective cooperation, including public/private partnerships. Forty-eight participants were invited from Angola, Botswana, Democratic Republic of Congo, Ghana, Kenya, Lesotho, Madagascar, Malawi, Mauritius, Mozambique, Seychelles, South Africa, Swaziland, Tanzania, Uganda, Zambia and Zimbabwe. The participants included senior law enforcement officials representing the judiciary, the prosecution, customs and police;

officials from the national IP offices responsible for public outreach strategies and awareness campaigns; journalists; and regional representatives of multinationals.

- *Sub-Regional Workshop on Building Respect for IP for Magistrates of the Member States of the OAPI, Douala, Cameroon, November 20 to 22, 2013:* The Workshop was organized, in cooperation with OAPI, INPI France and the Government of the Republic of Cameroon. The purpose of the Workshop was (i) to improve the knowledge and skills of the participants in matters relating to IP litigation, in order to contribute to the efficient and equitable management of the procedures as described in Part III of the TRIPS Agreement, in accordance with Strategic Goal VI; and (ii) to emphasize the role of magistrates in building respect for IP in their respective countries. Twenty-four members of the judiciary from Cameroon, Congo and Gabon took part in the Workshop.
- *Regional Workshop on the Environmentally Safe Disposal of IP Infringing Goods, Bangkok, Thailand, November 21 and 22, 2013:* The objectives of the Workshop, jointly organized with the United Nations Economic and Social Commission for Asia and the Pacific (UN ESCAP), the Asia-Pacific Research and Training Network on Trade (ARTNeT) and the United Nations Environment Programme (UNEP), and driven by Strategic Goal VI, were: (i) building capacity, in the public interest, on the environmentally friendly destruction of IP infringing goods, including those containing hazardous substances; (ii) strengthening collaboration between WIPO, UN ESCAP and UNEP pertaining to the disposal of environmentally harmful goods; (iii) inducing cooperation and collaboration with the private sector to assist in developing environmentally friendly destruction, dismantling or recycling facilities for IP infringing goods; (iv) maintaining environmental security and promoting sustainable development; and (v) developing a coherent strategy in the ASEAN region for the environmentally sustainable disposal of IP infringing goods. The Workshop was attended by some 80 participants, representing the customs, the police, the judiciary, the environmental agencies and the IP Offices from nine ASEAN countries; intergovernmental organizations such as the World Customs Organization (WCO); the Japan External Trade Organization (JETRO), the US Embassy, and the private sector.
- *Sub-Regional Workshop on Building Respect for IP for Magistrates of the Member States of OAPI, Dakar, Senegal, November 25 to 27, 2013:* *The Workshop was organized, in cooperation with OAPI, INPI France, and the Government of the Republic of Senegal.* The purpose of the Workshop was (i) to improve the knowledge and skills of the participants in matters relating to IP litigation, in order to contribute to the efficient and equitable management of the procedures as described in Part III of the TRIPS Agreement, in accordance with Strategic Goal VI; and (ii) to emphasize the role of magistrates in building respect for IP in their respective countries. Around 40 members of the judiciary from Burkina Faso, Côte d'Ivoire and Senegal took part in the Workshop.
- *National Workshop on Building Respect for IP, Doha, Qatar, November 26 and 27, 2013:* The objectives of the Workshop organized, in cooperation with the Intellectual Property Center of Qatar, Ministry of Justice, within the framework of Strategic Goal VI were: (i) to consider the impact of IP protection and enforcement on the social and economic development of Qatar; (ii) to examine the minimum standards and flexibilities contained in Part III of the TRIPS Agreement; (iii) to review topical issues, including consumer awareness-raising as a preventive measure and the equitable disposal of infringing goods; and (iv) to highlight the importance of national and regional strategies for effective cooperation, including public/private partnerships. The Workshop was attended by 80 participants representing the Ministry of Education, customs, police, academic institutions, Chamber of Commerce, Consumers associations, law firms, rights holders and the media.
- *WIPO Judicial Colloquium on Intellectual Property Rights, Washington DC, United States of America, December 3 to 6, 2013:* The objectives of the Colloquium,



organized in cooperation with the United States Patent and Trademark Office (USPTO), were to enhance skills and knowledge of judges from developing countries for fair, efficient and consistent handling and adjudication of IP cases, and to enhance the understanding of the issues related to building respect for IP rights, taking due note of Strategic Goal VI development-oriented concerns. The Colloquium was attended by 11 judges from Barbados, Brunei Darussalam, Lebanon, Malawi, Malaysia, Tanzania, Thailand, Yemen and Zimbabwe.

- Training Course on the Enforcement of Intellectual Property Rights, Tokyo, Japan, December 9 to 13, 2013: The objectives of the Training Course, jointly organized with the JPO, were within the framework of Strategic Goal VI, (i) to consider the minimum standards and options contained in Part III of the TRIPS Agreement; (ii) to discuss various issues relating to building respect for IP and IP enforcement, such as alternate models to address counterfeiting and piracy, and the disposal and destruction of infringing goods, the consumer attitudes towards counterfeiting and piracy, and the various recent developments in the international case-law; (iii) to examine the motivation, elements, investigation and prosecution of IP crimes and infringements, including sentencing and proportionality; and (iv) to analyze the role of various stakeholders in the interest of strategic and effective cooperation. The Training Course was attended by 31 participants, *i.e.*, high-ranking officials with a relevant experience in IP matters from the prosecution, judiciary, customs and police authorities, market inspection and IP offices, representing Algeria, Bhutan, Cambodia, China, Indonesia, Lao PDR, Malaysia, Morocco, Myanmar, Pakistan, Philippines, Thailand, and Viet Nam. The WIPO-led program was preceded by a program led by the JPO focusing on the Japanese experience from December 2 to 6, 2013.

8. Further, Program 17 participated in a number of training programs for government officials, teachers of IP, and for law students, and made presentations on building respect for IP: *inter alia*, WIPO-World Trade Organization (WTO) Advanced Course on IP for Government Officials, Geneva, Switzerland, March 11 to 22, 2013; WIPO and the American University Washington College of Law, Summer Program on International Organizations, Law and Diplomacy, Washington, USA, May 28 to June 21, 2013; WIPO-WTO Colloquium for Teachers of IP, Geneva, Switzerland, June 17 to 28, 2013; WIPO-University of Geneva Summer School on IP, Geneva, Switzerland, June 24 to July 5, 2013.

## II. INTERNATIONAL COORDINATION AND COOPERATION

9. In line with the objectives set out in the 2012-2013 WIPO Program and Budget, Program 17 continued to further enhance systematic and effective international cooperation in order to ensure a balanced and transparent approach to building respect for IP in accordance with Strategic Goal VI and Development Agenda Recommendation 45, to effectively and efficiently conduct activities related thereto, and to avoid a duplication of work. Relevant activities are outlined below:

- 7<sup>th</sup> and 8<sup>th</sup> WCO Counterfeiting and Piracy (CAP) Group Meetings, Brussels, Belgium, October 23 and 24, 2012 and May 6 and 7, 2013: WIPO continued its cooperation with WCO and attended the 7<sup>th</sup> and 8<sup>th</sup> WCO CAP Group Meetings. The Meetings covered experiences and practices regarding capacity building activities and tools. Efforts and initiatives by member customs administrations in combating counterfeiting and piracy were discussed during the Meetings.
- Second Session of the Multi-Stakeholder Roundtable on Technical Assistance Against Counterfeit Medicines, Geneva, Switzerland, November 26, 2012: The informal Roundtable gathering representatives from INTERPOL, WCO, World Health Organization (WHO), WTO, South Centre, International Federation of Pharmaceutical

Manufacturers and Associations (IFPMA) and Third World Network, was hosted at the WIPO headquarters. The Roundtable aimed at enhanced practical cooperation between the represented organizations such as pooling expertise for effectiveness and balance in the provision of technical assistance against counterfeit medicines.

- *United Nations Office on Drugs and Crime (UNODC) Conference on the Illicit Trafficking in Fraudulent Medicines, Vienna, Austria, February 14 and 15, 2013*: WIPO attended the Conference, the purpose of which was to broaden the understanding of the trafficking in “substandard and spurious/false-labeled/falsified/counterfeit (SSFFC) medical products and to share experiences at regional and national levels among Member States, international organizations and private stakeholders, on the basis of the UNODC Resolution 20/6 on fraudulent medicines of 2011 providing a mandate to the UNODC to work towards re-enforcing international cooperation in the fight against trafficking in fraudulent medicines within the framework of the United Nations Convention against Transnational Organized Crime”.
- *Third Arab Forum on Anti-Commercial Fraud, Counterfeiting and IP Rights, Riyadh, Saudi Arabia, March 3 to 5, 2013*: WIPO participated in the Third Arab Forum, which was organized by the Customs Authorities of the Kingdom of Saudi Arabia. The program of this Forum, targeting mainly the customs officials of the member states of the Arab League of States, covered topics such as the efforts of the international organizations in curbing IP rights infringements; commercial fraud and IP rights violations in the electronic commerce; supply chain integrity; technical tools to ensure the effectiveness of the customs intervention; and the role of the consumers in the fight against commercial fraud and IP rights infringements. WIPO presented the international IP enforcement framework, targeting in particular Part III of the TRIPS Agreement.
- *Seventh Global Congress on Combating Counterfeiting and Piracy, Istanbul, Turkey, April 24 to 26, 2013*: The Seventh Global Congress was chaired by WCO and hosted by the Turkish Customs, with the support of the Union of Chambers and Commodity Exchanges of Turkey (TOBB), and was co-organized by WIPO, INTERPOL, the ICC Business Action to Stop Counterfeiting and Piracy (ICC/BASCAP) and the International Trademark Association (INTA). WIPO led panels on building respect for IP; determining jurisdiction in cross-border cases; and public-private partnerships and other self-regulatory mechanisms. Over 850 delegates from more than 100 countries attended the Congress.
- *IPR Business Partnership Group Meeting, Geneva, Switzerland, June 13, 2013*: WIPO continued its cooperation with the IPR Business Partnership Group, providing a briefing at this Group Meeting on the work program of the ACE, underscoring the relevance of Strategic Goal VI.
- *International Conference on Trade in Counterfeit, Pirated and Smuggled Goods – A Threat to National Security and Economy, New Delhi, India, September 19 and 20, 2013*: WIPO participated in the Conference, which was organized by the Federation of Indian Chambers of Commerce and Industry (FICCI) Committee Against Smuggling and Counterfeiting Activities Destroying the Economy (CASCADE), in cooperation with ICC/BASCAP. WIPO introduced its work in the area of building respect for IP and discussed voluntary programs agreed between intermediaries and right holders with public sector support.
- *Meeting of the Intellectual Property and Private International Law Committee of the International Law Association (ILA), Paris, France, October 25 and 26, 2013*: WIPO attended the Meeting of the ILA Committee, which is currently working towards bringing together the principles adopted to date governing the intersection between private international law and IP.

- Plenary Meeting of the European Observatory on Infringements of Intellectual Property Rights (EU Observatory), Alicante, Spain, October 28 and 29, 2013: WIPO attended the Plenary Meeting of the EU Observatory, where the past, current and future work plans of the EU Observatory were discussed.
- International Conference on Evolving Common Strategies to Combat Corruption and Crime, New Delhi, India, November 11 to 13, 2013: WIPO participated in the Conference, which was organized by the Central Bureau of Investigation (CBI), celebrating the 50<sup>th</sup> year of the CBI. The Conference underscored the political will to address both economic crimes and corruption. WIPO presented its activities in terms of Strategic Goal VI. The Conference was attended by around 1,000 participants from nine countries, as well as representatives of inter-governmental organizations including INTERPOL and UNODC.

### III. PUBLICATIONS

10. As part of the series of Casebooks on the Enforcement of Intellectual Property Rights, WIPO published in November 2012, the third edition of the Casebook in English by the Honorable Justice Louis Harms, former Deputy President of the Supreme Court of Appeal of South Africa. The Casebook is a compilation of IP enforcement-related case law from a great number of courts and tribunals, providing an in-depth analysis of common and civil law jurisprudence, underscoring similarities and, where appropriate, highlighting differences. It covers the most recent decisions on topical issues in common and civil law jurisdictions. This third edition of the Casebook, as well as the Casebook in Spanish authored by Professor Horacio Rangel Ortiz and published in 2011, are freely available online. A new edition of the Casebook in French, prepared by Professor Mireille Buydens, and the Arabic translation of Honorable Justice Louise Harms' Casebook are expected to be published in the first half of 2014.

11. Furthermore, Program 17 contributed to numerous WIPO publications, integrating information in relation to Strategic Goal VI, and continued to develop its service aimed at facilitating access to an online database of IP case law. Member States and Observers of the Committee are invited to submit additional information, where applicable.

12. New developments and topical issues in building respect for IP at national and international levels, emphasizing awareness-raising activities, are reflected in a periodic newsletter that is electronically available. Any relevant information that Member States and Observers of the Committee wish to have reflected in the newsletter may be submitted to the Secretariat.

### IV. WIPO AWARDS PROGRAM

13. In the framework of WIPO's support to Member States, the WIPO Awards Program bestowed during the period in review, 280 medals/trophies and 300 certificates to inventors and creators coming from 45 Member States.

14. *The Advisory Committee is invited to take note of the information contained in this document.*