



WORKSHOP

WIPO/IP/JU/CAI/24/INF/1
ORIGINAL: ENGLISH
DATE: APRIL 29, 2024

National Workshop on the Judicial Adjudication and Criminal Prosecution of Trademark Matters in Egypt

organized by

the World Intellectual Property Organization (WIPO)

and

the Ministry of Justice of the Arab Republic of Egypt

May 1, 2, 8, 15 and 16, 2024

10.00 – 14.00 EEST (Cairo time) / 9.00 – 13.00 CEST (Geneva time)

PROGRAM

prepared by the International Bureau of WIPO

All session times are indicated according to Cairo time.

Session 1 Opening

May 1, 2024

10.00 – 10.15 Ahmed Khairy Hussein, Counsellor, Assistant Minister of Justice for Specialized Court Affairs

Amr Abdelaziz, Counsellor, Division for Arab Countries, Regional and National Development Sector, WIPO

10:15 – 11:30 **Introduction**

- WIPO's work with judiciaries and prosecutors
- The importance of enforcing trademarks
- Specificities of trademark disputes and trademark adjudication
- Intersection with other fora (e.g. IP Office proceedings, WIPO UDRP, ADR offered by intermediaries)
- International legal framework
- National legal framework and the role of judiciary under the national IP strategy

Speakers:

Mohamed El-Zend, President of the Chamber of First Instance for Intellectual Property Matters, Cairo Economic Court, Egypt

Eun-Joo Min, Director, WIPO Judicial Institute, IP and Innovation Ecosystems Sector, WIPO

Samer Al Tarawneh, Legal Counsellor, Capacity Building and Technical Assistance, Building Respect for IP Division, Global Challenges and Partnerships Sector, WIPO

Session 2 Trademark invalidation and cancellation proceedings

May 2, 2024

10.00 – 12.00 – Registrable signs
– Absolute and relative grounds for refusal
– Actual or acquired distinctiveness
– Likelihood of confusion
– Determination of the well-known character of a mark
– Determination of trademark registrations made in bad faith
– Use requirement (e.g. use in the course of trade; use on the Internet)

Speakers:

Ibrahim Al Ashmawy, First Deputy Minister, Ministry of Supply and Internal Trade; Chairman, Board of Internal Trade Development Authority (ITDA), Ministry of Trade and Industry, Egypt

Marina Foschi, Senior Legal Officer, Policy and Legislative Advice Section, Department for Trademarks, Industrial Designs and Geographical Indications, Brands and Designs Sector, WIPO

Session 3 Trademark infringement proceedings

May 8, 2024
10.00 – 12.00

- Likelihood of confusion
- Trademark dilution
- Limitations to trademark rights (e.g. fair use)
- Trademark counterfeiting

Bassem Awad, Former Judge, Court of Appeals, Egypt, and Professor,
Faculty of Law, University of Western Ontario, London, Canada

Dedar Singh Gill, High Court Judge, Supreme Court of Singapore

Session 4 Online trademark infringement

May 8, 2024
12.00 – 14.00

- Infringement analysis
- Private international law considerations
- Online intermediaries

James Mellor, Justice, High Court of England and Wales (Chancery
Division), United Kingdom

Eun-Joo Min, Director, WIPO Judicial Institute, IP and Innovation
Ecosystems Sector, WIPO

Session 5 Prosecution of trademark infringement

May 15, 2024
10.00 – 11.30

- Challenges and techniques in prosecuting trademark counterfeiting (e.g. consideration of public interest, cooperation with rightsholders, cooperation with online intermediaries)
- Evidence in trademark prosecution

Samer Al Tarawneh, Legal Counsellor, Capacity Building and Technical
Assistance, Building Respect for IP Division, WIPO

Jeehye Son, Senior Prosecutor and Chief of Planning and Management
Division, Institute of Justice, Ministry of Justice, Republic of Korea

Session 6 Trademark adjudication I

May 15, 2024
12.00 – 14.00

- Taking of evidence in civil and criminal proceedings (e.g. survey evidence, digital evidence, experts)

James Mellor, Justice, High Court of England and Wales (Chancery
Division), United Kingdom

Atef El-Sisi, President of the Second Appeal Chamber, Cairo Economic
Court, Egypt

Session 7 Trademark adjudication II

May 16, 2024
10.00 – 11.45

- Civil remedies:
 - Injunctions (including preliminary injunctions)

- Calculation of damages
- Criminal sanctions
- Disposal of trademark infringing goods

Bassem Awad, Former Judge, Court of Appeals, Egypt, and Professor,
Faculty of Law, University of Western Ontario, London, Canada

Dedar Singh Gill, High Court Judge, Supreme Court of Singapore

11.45-12.00 **Closing**

Wadie Hanna, Judge, Advisor, Point of Contact in charge of Cooperation
between the Egyptian Ministry of Justice and WIPO

Mohamed Adel, Counsellor, Permanent Mission of Egypt in Geneva

Amr Abdelaziz, Counsellor, Division for Arab Countries, Regional and
National Development Sector, WIPO

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