

PROJECTS AND ACTIVITIES ON PATENTS AND HEALTH BY WIPO, WHO AND WTO

LIST OF DOCUMENTS

I. WIPO

- (i) “WIPO activities on patents and health” (document SCP/17/4), October 20, 2011
http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=186517
- (ii) “Exclusions from patentable subject matter and exceptions and limitations to patent rights” (document SCP/13/3), February 4, 2009
http://www.wipo.int/meetings/en/details.jsp?meeting_id=17448
- (iii) “Experts' Study on Exclusions from Patentable Subject Matter and Exceptions and Limitations to the Rights” (document SCP/15/3), September 2, 2010 [see, in particular, Annex IV “Patent Exclusions that Promote Public Health” by Shamnad Basheer, Shashwat Purohit and Prashant Reddy and Annex V “Patent Exceptions and Limitations in the Health Context” by Coenraad Visser]
http://www.wipo.int/meetings/en/details.jsp?meeting_id=19684
- (iv) “Responses to the questionnaire on exceptions and limitations to patent rights” (document SCP/17/3), November 5, 2011
http://www.wipo.int/meetings/en/details.jsp?meeting_id=22209
- (v) “Patent landscape of the antiretroviral Ritonavir”
http://www.wipo.int/patentscope/en/programs/patent_landscapes/reports/ritonavir.html
- (vi) “Patent Related Flexibilities in the Multilateral Legal Framework and their Legislative Implementation at the National and Regional Levels” (document CDIP/5/4 Rev.), August 18, 2010
http://www.wipo.int/meetings/en/details.jsp?meeting_id=19688
- (vii) “Patent-Related Flexibilities in the Multilateral Legal Framework and their Legislative Implementation at the National and Regional Levels - Part II” (document CDIP/7/3), March 18, 2011
http://www.wipo.int/meetings/en/details.jsp?meeting_id=22102
- (viii) “Human health and the IP system: Innovation, access and public welfare – Working draft, An overview of the issues”, September 2007
http://www.wipo.int/export/sites/www/patentscope/en/lifesciences/pdf/public_health_ip.pdf
- (ix) Intellectual property and bioethics – consultation draft” (WIPO Publication No. B932/IPB(E))
http://www.wipo.int/freepublications/en/life_sciences/932/wipo_pub_b932ipb.pdf
- (x) “Preliminary Comments of WIPO to the WHO Commission on Intellectual Property Rights, Innovation and Public Health”, 2004
http://www.wipo.int/export/sites/www/patentscope/en/lifesciences/pdf/who_comments.pdf
- (xi) “Follow-on Innovation and Intellectual Property”, 2005
http://www.wipo.int/export/sites/www/patentscope/en/lifesciences/pdf/who_wipo.pdf

(xii) "Patent issues related to influenza viruses and their genes" (an expert report commissioned by the WHO), November 2007
<http://www.wipo.int/export/sites/www/patentscope/en/lifesciences/pdf/influenza.pdf>

(xiii) Annex to Working paper "Patent issues related to influenza viruses and their genes: Patent Landscape for the H5 virus" (contains a "Patent Landscape for the H5 virus"), November 2007
http://www.who.int/influenza/resources/documents/wipo_ipdoc/en/

(xiv) "Report on pandemic influenza preparedness-related patents", April 2011
<http://www.wipo.int/globalchallenges>

II. WHO

(i) "Using TRIPS flexibilities to improve access to HIV treatment." Policy brief, UNAIDS, WHO, UNDP, 2011
http://www.who.int/phi/phi_trips_policybrief_en.pdf

(ii) Mohammed K., El Said. "Public health related TRIPS-plus provisions in bilateral trade agreements: A Policy Guide for negotiators and implementers in the WHO Eastern Mediterranean Region." WHO, Regional Office for the Eastern Mediterranean, , ICTSD, 2010.
<http://www.emro.who.int/dsaf/dsa1081.pdf>

(iii) "Local production for access to medical products: Developing a framework to improve public health." WHO, UNCTAD, ICTSD, European Union, 2011.
http://www.who.int/phi/publications/Local_Production_Policy_Framework.pdf

(iv) "How to conduct patent searches for medicines - A step-by-step guide." WHO, South East Asian Region and Western Pacific Region, 2010.
<http://www.wpro.who.int/NR/rdonlyres/64B77C12-49F2-4FB2-8551-03A787068282/0/Howtoconductpatentsearchesonmedicines.pdf>

(v) "International Trade and Health - A Reference Guide." WHO - South East Asian Region and Western Pacific Region, 2009
http://www.searo.who.int/LinkFiles/IPT_ITH.pdf

(vi) "Global strategy and plan of action on public health, innovation and intellectual property." WHO, 2008.
http://apps.who.int/gb/ebwha/pdf_files/A61/A61_R21-en.pdf

(vii) "Working Paper: Patent issues related to influenza viruses and their genes." Commissioned by WHO, WIPO, 2007
<http://www.wipo.int/export/sites/www/patentscope/en/lifesciences/pdf/influenza.pdf>

(viii) "Guidelines for the examination of pharmaceutical patents: developing a public health perspective." ICTSD, UNCTAD, WHO, 2006
http://www.iprsonline.org/resources/docs/Correa_Patentability%20Guidelines.pdf

(ix) "Public Health, Innovation and Intellectual Property Rights." Report of the Commission on Intellectual Property Rights, Innovation and Public Health, WHO, 2006.
<http://www.who.int/intellectualproperty/documents/thereport/ENPublicHealthReport.pdf>

A number of studies, documents, submissions and other materials produced in conjunction with the CIPIH can be found at: <http://www.who.int/intellectualproperty/en/>

- (x) "Remuneration Guidelines for Non-voluntary Use of a Patent on Medical Technologies Health Economic and Drugs." TCM Series No. 18, WHO, UNDP, 2005
<http://apps.who.int/medicinedocs/index/assoc/s14100e/s14100e.pdf>
- (xi) "Determining the Patent Status of Essential Medicines in Developing Countries, Health Economics and Drugs." EDM Series No. 17, WHO, UNAIDS, Campaign for Access to Essential Medicines, 2004.
<http://apps.who.int/medicinedocs/index/assoc/s14154e/s14154e.pdf>
- (xii) "Implementation of the WTO General Council Decision on Paragraph 6 of the DOHA Declaration on the Trips Agreement and Public Health Health Economics and Drugs." EDM Series No. 16, WHO 2004 <http://apps.who.int/medicinedocs/pdf/s6159e/s6159e.pdf>
- (xiii) "Essential Drugs in Brief No. 013 - 2004: WTO's Decision on Implementation of Paragraph 6 of the Doha Declaration on the TRIPS Agreement and Public Health." WHO 2004
<http://apps.who.int/medicinedocs/pdf/s6167e/s6167e.pdf>
- (xiv) B.K. Keayla. "Review of Patent Legislation of India, Indonesia, Sri Lanka and Thailand - Measures to Safeguard Public Health." WHO - South East Asia Region 2004.
<http://apps.who.int/medicinedocs/pdf/s6167e/s6167e.pdf>
- (xv) "Implications of the Doha Declaration on the Trips Agreement and Public Health, Health Economics and Drugs." EDM Series No. 12, WHO 2002
<http://apps.who.int/medicinedocs/pdf/s2301e/s2301e.pdf>

III. WTO

- (i) Dedicated webpage on TRIPS and public health. Includes regularly updated information on key activities and trilateral cooperation, briefing material and other background information, as well as links to all relevant WTO documents
http://www.wto.org/english/tratop_e/trips_e/pharmpatent_e.htm
- (ii) Reports to the General Council on the Annual Review of the Decision on the Implementation of Paragraph 6 of the Doha Declaration on the TRIPS Agreement and Public Health 2007-2011 (IP/C/46, IP/C/49, IP/C/49.Corr.1, IP/C/53, IP/C/57, IP/C/57.Corr.1 and IP/C/61)
http://www.wto.org/english/tratop_e/trips_e/pharmpatent_e.htm
- (iii) How to accept the Protocol Amending the TRIPS Agreement (background information for WTO Members to draw up their instruments of acceptance of the Protocol, responding to frequently asked questions about the acceptance procedure and providing a model instrument of acceptance)
http://www.wto.org/english/tratop_e/trips_e/accept_e.htm
- (iv) Model notifications for the use of the Paragraph 6 System (overview of the notifications involved in using the Paragraph 6 System and model notifications to illustrate its practical operation)
http://www.wto.org/english/tratop_e/trips_e/par6_modelnotifs_e.pdf
- (v) Overview of relevant changes to WTO Members domestic legislation in order to implement the Paragraph 6 System
http://www.wto.org/english/tratop_e/trips_e/par6laws_e.htm

IV. Joint publications

(i) Summary of joint WHO-WIPO-WTO technical symposium on "Access to Medicines: Pricing and Procurement Practices", July 2010

http://www.wto.org/english/tratop_e/trips_e/techsymp_july10_e/trip_16july10_summary_e.pdf

(ii) Summary of joint WHO-WIPO-WTO technical symposium on "Access to Medicines, Patent Information and Freedom to Operate", February 2011

http://www.wto.org/english/news_e/news11_e/trip_18feb11_summary_e.pdf

(iii) WTO Agreements and Public Health - A joint study by the WHO and the WTO Secretariat (2002)

http://www.wto.org/english/res_e/booksp_e/who_wto_e.pdf

(iv) Report of the Workshop on Differential Pricing and Financing of Essential Drugs (held in Hosbjo, Norway) - prepared by the WHO and WTO Secretariats (2001)

http://www.wto.org/english/tratop_e/trips_e/hosbjo_report_e.pdf

<http://apps.who.int/medicinedocs/en/d/Jh2951e/>

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