

Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications

Forty-Fifth Session
Geneva, March 28 to 30, 2022

SUMMARY BY THE CHAIR

adopted by the Committee

AGENDA ITEM 1: OPENING OF THE SESSION

1. The Chair opened the forty-fifth session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT).
2. Ms. Wang Binying, Deputy Director General of the World Intellectual Property Organization (WIPO), welcomed the participants on behalf of Mr. Daren Tang, Director General of WIPO.
3. Mr. Marcus Höpperger (WIPO) acted as Secretary to the SCT.

AGENDA ITEM 2: ELECTION OF A CHAIR AND TWO VICE-CHAIRS

4. Mr. Alfredo Carlos Rendón Algara (Mexico) was elected Chair. Mr. Simion Levitchi (Republic of Moldova) and Mr. Julián Fernando Palacín Gutiérrez (Peru) were elected Vice-Chairs.

AGENDA ITEM 3: ADOPTION OF THE AGENDA

5. The SCT adopted the draft Agenda (document SCT/45/1 Prov.4).

AGENDA ITEM 4: ADOPTION OF THE DRAFT REPORT OF THE FORTY-FOURTH SESSION

6. The SCT adopted the Draft Report of the forty-fourth session (document SCT/44/8 Prov.).

AGENDA ITEM 5: INDUSTRIAL DESIGNS

Proposal by the Delegation of the United States of America Regarding the Agenda for the Forty-Fifth Session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (document SCT/45/4)

7. The SCT considered document SCT/45/4.
8. The Chair concluded that the SCT took note of the various interventions, would report accordingly to the forthcoming session of the General Assembly, and, subject to the decision of the General Assembly, would continue the discussion at the next session of the SCT.

Updated Proposal by the Delegations of Canada, Israel, Japan, the Republic of Korea, the United Kingdom and the United States of America for a Joint Recommendation Concerning Industrial Design Protection for Designs for Graphical User Interfaces (document SCT/44/6 Rev.3)

9. The SCT considered document SCT/44/6 Rev.3.
10. The Chair concluded that the SCT took note of the various positions and would continue the discussion on document SCT/44/6 Rev.3 at its next session.

Compilation of the Returns to the Questionnaire on the Temporary Protection Provided to Industrial Designs at Certain International Exhibitions Under Article 11 of the Paris Convention for the Protection of Industrial Property (document SCT/42/2) and Prototype for a Database Collecting the Responses to the Questionnaire on the Temporary Protection of Industrial Designs (document SCT/45/2)

11. The SCT considered document SCT/45/2 and requested the Secretariat to:
 - proceed with the full development of the database containing information obtained through the Questionnaire on the Temporary Protection Provided to Industrial Designs at Certain International Exhibitions under Article 11 of the Paris Convention for the Protection of Industrial Property, based on the prototype presented to the SCT, and
 - make the database available in all six United Nations (UN) languages.

Update by Member States on the Digital Access Service (DAS) for Priority Documents

12. The SCT noted the progress in the implementation of the DAS for industrial designs by members and the Chair concluded that the SCT would revert for an update to this item at its next session.

AGENDA ITEM 6: TRADEMARKS

Proposal by the Delegations of Georgia, Iceland, Indonesia, Jamaica, Liechtenstein, Malaysia, Mexico, Monaco, Peru, Senegal, Switzerland and the United Arab Emirates Concerning Examination Guidelines for Trademarks Which Consist of or Contain Country Names or Geographical Names of National Significance (document SCT/43/6)

13. The SCT considered document SCT/43/6.
14. The Chair concluded that the SCT would continue the discussion on document SCT/43/6, or a revised proposal, at its next session.

Revised Proposal by the Delegation of Jamaica for a Joint Recommendation Concerning Provisions on the Protection of Country Names (document SCT/43/9)

15. The SCT considered document SCT/43/9.
16. The Chair concluded that the SCT would continue the discussion on document SCT/43/9, or a revised proposal, at its next session.

Proposal by the Delegations of Brazil, Georgia, Iceland, Indonesia, Jamaica, Liechtenstein, Malaysia, Mexico, Monaco, Peru, Senegal, Switzerland and the United Arab Emirates Concerning the Protection of Country Names and Geographical Names of National Significance in the Domain Name System (DNS) (document SCT/41/6 Rev.)

17. The SCT considered document SCT/41/6 Rev.
18. The Chair concluded that the SCT would continue the discussion on document SCT/41/6 Rev. at its next session.

Returns to the Questionnaire on Nation-Brand Protection in Member States (document SCT/43/8 Rev.2)

19. The SCT considered document SCT/43/8 Rev.2 and took note of the presentation made by the Secretariat on the main findings and trends identified in the responses provided to the Questionnaire.
20. The Chair concluded that the SCT requested the Secretariat to re-open the Questionnaire for further replies by September 30, 2022, and update document SCT/43/8 Rev.2 accordingly.

Proposal by the Delegation of Peru (document SCT/45/6)

21. The SCT considered document SCT/45/6.
22. The Chair concluded that document SCT/45/6 would continue to be discussed at the next session of the SCT.

Update on Trademark-Related Aspects of the Domain Name System (DNS) (document SCT/45/3)

23. The SCT considered document SCT/45/3 and requested the Secretariat to keep members informed of future developments in the DNS.

AGENDA ITEM 7: GEOGRAPHICAL INDICATIONS

Proposal by the Delegation of the United States of America (document SCT/45/5)

Proposal by the Delegation of Switzerland (document SCT/45/7)

24. The SCT considered documents SCT/45/5 and SCT/45/7.

25. The Chair concluded that the SCT agreed:

- to hold an Information Session on Geographical Indications in conjunction with the forty-sixth session of the SCT;
- that the program for that Information Session would comprise two panels on the following topics:
 - Geographical indication protection for non-agricultural goods
 - Geographical indication protection for services
- to invite members to present, to the forty-sixth session of the SCT, proposals for topics for an Information Session on Geographical Indications, to be held in conjunction with the forty-seventh session of the SCT.

AGENDA ITEM 8: SUMMARY BY THE CHAIR

26. The SCT approved the Summary by the Chair, as contained in the present document.

AGENDA ITEM 9: CLOSING OF THE SESSION

27. The Chair closed the session on March 30, 2022.

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