



Lima, February 13, 2020

E-mail N°200663

Messrs.
WORLD INTELLECTUAL PROPERTY ORGANIZATION
Switzerland

Att. WIPO Secretariat

Re.: Draft Issues Paper on Intellectual Property Policy and Artificial Intelligence

Dear Sirs,

We hereby send you our warmest greetings and take this opportunity to send you our comments -within the time limit granted-, on "Draft Issues Paper on Intellectual Property Policy and Artificial Intelligence".

We welcome the WIPO'S initiative in preparing a working document that allows analyzing the new realities facing Intellectual Property, including specifically, Artificial Intelligence.

In our opinion, in order to deepen each of the proposed topics, working committees should be set up, with professionals in all continents, to review the legislation and jurisprudence that is being developed on the subject. Thus, by way of example, the EPO has recently denied patents autonomously generated by artificial intelligence:

- <https://register.epo.org/application?documentId=E4B63SD62191498&number=EP18275163&lng=en&npl=false>
- <https://register.epo.org/application?documentId=E4B63OBI2076498&number=EP18275174&lng=en&npl=false>

We consider that after such analysis it will be possible to propose legislative changes using the regulatory sandbox to manage the implementation of the rules.

On the other hand, in relation to the use of technology, specifically Artificial Intelligence, in the management of Intellectual Property by national worldwide

authorities, indeed, we consider appropriate to support efforts for the use of technology for more efficient management (registration and enforcement).

Following, we cite some issues to consider in relation to Intellectual Property and Information and Communication Technology (TICS):

- The use of clouds for the electronic management of Intellectual Property;
- The use of ICTS for authentication and determination of origin in the processes of detection or recovery of counterfeit and parallel-imported goods;
- Intelligent contracts;
- Anti-counterfeiting measures (cybercrime);
- Use of blockchain and artificial intelligence for:
 - The registration and management of Intellectual Property Rights;
 - The determination of paternity in copyright matters;
 - In the control and monitoring of the distribution (licenses) of Intellectual Property Rights, through intelligent contracts and electronic management.
 - Transmission of payments to the rights-holders;
 - In the authentication of Intellectual Property titles in the different offices around the world.
 - In the proof of use of trademarks;
 - In the validation of original products, helping to counteract counterfeiting; and
 - Supply chain management

We hope that these comments and references will be helpful to the objective pursued by WIPO.

Best regards,

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