



COLLOQUIUM

WIPO-CIPC/IP/JU/PRE/14/INF/1
ORIGINAL: ENGLISH
DATE: OCTOBER 21, 2014

WIPO/CIPC Colloquium on Building Respect for IP for Members of the Judiciary of the Common Law Countries of the Southern African Development Community (SADC)

organized by
the World Intellectual Property Organization (WIPO)

in cooperation with
the Companies and Intellectual Property Commission (CIPC)

with the assistance of the Japan Patent Office (JPO)

Pretoria, Republic of South Africa, October 29 to 30, 2014

PROGRAM

prepared by the International Bureau of WIPO

Wednesday, October 29, 2014

8.30 – 9.00 Registration

9.00 – 9.20 Representative of the Government of South Africa

Representative of the Companies and Intellectual Property Commission (CIPC)

Representative of the Government of Japan

Ms. Louise van Greunen, Director, Building Respect for IP Division, World Intellectual Property Organization (WIPO), Geneva

9.20 – 9.50 **Topic 1** **A Balanced Approach to Enforcement of IP Rights – Strategic Goal VI of WIPO**

Speaker: Ms. Louise van Greunen

9.50 – 10.30 **Topic 2** **Case Law Developments: Copyright**

Speaker: Prof. Tana Pistorius, BA, LLB, LLM, LLD, Attorney, University of South Africa, Pretoria

10.30 – 11.00 Tea Break

11.00 – 11.40 **Topic 3** **National Legal Frameworks within which to Enforce IP Rights in South Africa**

Speakers: Ms. Amanda Lotheringen, CIPC
Mr. Mohammed Khader, BProc, LLB, Attorney, Head of Trade Marks, Spoor & Fisher, Pretoria

11.40 – 12.30 **Topic 4** **Case Law Developments: Trademarks**

Speaker: Dr. Owen Dean, BA, LLB, LLD, Attorney, Anton Mostert Professor of IP Law, Stellenbosch University, Stellenbosch

12.30 – 14.00 Lunch Break

14.00 – 15.00 **Topic 5** **Judicial Roundtable: The Legal Framework for IP Enforcement in the SADC – National Perspectives and Common Issues**

Moderators: Two senior participating judges

15.00 – 15.15 Tea Break

15.15 – 15.45 **Topic 6** **Internet Infringement: Nature of the Phenomenon**
Speaker: Mr. Thomas Dillon, Counsellor, Building
Respect for IP Division, WIPO, Geneva

15.45 – 16.15 **Topic 7** **Consumer Attitudes and Perceptions**
Speaker: Ms. Louise van Greunen

16.15 – 17.00 **Topic 8** **Proceeds of Crime Legislation and IP Enforcement**
Speaker: Mr. Thomas Dillon

Thursday, October 30, 2014

9.00 – 9.45 **Topic 9** **Criminal Sanctions: Justification and Proportionality**
Speaker: Speaker: Justice Louis Harms, Professor in
Intellectual Property, University of Pretoria,
Former Deputy President of the Supreme Court
Appeal, South Africa

9.45 – 10.15 **Topic 10** **The Disposal of Infringing Goods**
Speaker: Ms. Louise van Greunen

10.15 – 10.45 **Topic 11** **Civil Remedies: Evidential, Interim and Final Orders**
Speaker: Justice Louis Harms

10.45 – 11.00 Tea Break

11.00 – 11.30 **Topic 12** **The Enforcement of Well-Known Marks**
Speaker: Justice Louis Harms

11.30 – 12.40 **Topic 13** **IP Enforcement – Japanese Perspectives**
Speakers: Mr. Yoshihiro Suzuki, Vice President,
Japan Intellectual Property Association
(JIPA)
Mr. Takao Matsui, Patent Attorney, Okabe
International Patent Office, Japan Patent
Attorneys Association (JPAA)
Mr. Shinichiro Hara, Deputy Director,
International Cooperation Division, Japan
Patent Office (JPO)

12.40 – 14.00 Lunch Break

- 14.00 – 14:45 **Topic 14** **Roundtable: IP Enforcement from the Perspective of Right Holders**
- Moderator: Mr. Thomas Dillon
- Speakers: Corné Guldenpfennig, BProc, LLM,
 Attorney and Notary Public (non practising),
 CEO, SAFACT
 Braam Schoeman, Manager: Technical
 Service & Compliance (Southern & East
 Africa), S C Johnson & Son
- 14:45 – 15:30 **Topic 15** **Awareness Raising as a non-Punitive Preventive Measure: Local and International Trends**
- Speakers: Ms. Louise van Greunen
 Ms. Amanda Lotheringen, CIPC
- 15.30 – 15.45 Tea Break
- 15.45 – 16.30 **Topic 16** **Roundtable: Current Issues Affecting IP Enforcement in the SADC**
- Issues may include: the role of the judiciary in the enforcement of IP rights; legislative framework; the scale of counterfeiting and piracy; organized crime; evidentiary issues; sentencing and proportionality; civil remedies; disposal of goods; challenges in the judicial process; Internet infringement; penalties and the applicability of proceeds of crime legislation; calculation of damages.
- Moderators: Ms. Louise van Greunen
 Ms. Amanda Lotheringen
- 16.45 – 17.00 Closing Ceremony

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