

## MAIN PROGRAM 07

# Cooperation with Certain Countries in Europe and Asia

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### 07.1 Modernization of the Intellectual Property System and Implementation of the TRIPS Agreement

### 07.2 Development and Promotion of the Use of Intellectual Property

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#### Main objective:

- ◆ To provide the necessary legal-technical assistance for the modernization of the intellectual property systems and for the implementation of the TRIPS Agreement, to certain countries, other than developing countries, which are undertaking structural reform of their intellectual property systems and face special problems in the preparation and implementation of intellectual property legislation.

**Current situation** This program aims at providing support required by certain countries in Europe and Asia in the process of developing, modernizing or reforming their administration of intellectual property, and in promoting the effective use of the intellectual property system. Any country in Europe or in Asia (other than those which are covered by Main Program 06) which needs and requires cooperation with WIPO in respect of the activities mentioned in this Main Program may be a beneficiary of it, if they so request.

A number of countries covered by this program are members of the World Trade Organization, and many have applied to join. For WTO members meeting the criteria of the TRIPS Agreement concerning transformation to a market, free-enterprise economy, legislation is generally due to be in compliance with the Agreement by January 1, 2000, at the end of the 1998-99 biennium, and in some cases earlier. The general trend among these countries towards alignment with the TRIPS standards, for current and prospective WTO members alike, will create a growing demand for WIPO's assistance in the revision of intellectual property laws and the establishment of an appropriate system for the effective enforcement of intellectual property rights (IPRs).

Some of these countries are not yet party to the PCT, the Madrid system, the Trademark Law Treaty, the Budapest Treaty and the classification agreements; several countries are yet to accede to the Berne Convention, and all of them are yet to ratify, or accede to, the WIPO Copyright Treaty (WCT) and the WIPO Performances and Phonograms Treaty (WPPT).

Specific problems to be dealt with under this program stem, to a great extent, from insufficient knowledge and awareness, especially concerning commercialization and management of IPRs. This is particularly manifested in:

- the insufficient use of modern technical means of industrial property information, in particular to provide effective services to information users; and
- the lack, in several countries covered by the program, of institutions for the administration and management of copyright and related rights.

**Strategy  
for  
the future**

This Main Program aims at strengthening the protection and use of IPRs in the countries concerned. Further accessions to WIPO-administered treaties will be promoted, and support rendered for preparations for WTO membership in relation to the TRIPS Agreement. This will be associated with more concentrated legal-technical assistance and cooperation to promote compliance with, and implementation of, the TRIPS Agreement, especially concerning enforcement of IPRs, and of the WIPO-administered treaties. Special attention will be devoted to training and awareness-building, in particular regarding the commercialization of IPRs. Appropriate institutions for the administration and management of copyright and related rights will be established and developed, in countries where this is necessary. Cooperation activities will move towards a demand-driven, nationally-oriented approach, responding to specific national priorities articulated by governments.

**New  
program  
activities**

- ◆ Cooperation in more efficient use of modern technical means of industrial property information, in particular for rendering services to the users of the industrial property system.
- ◆ Extension of the hitherto modest cooperation activities in the field of copyright and, in particular, a special project for institution-building for the administration and management of copyright and related rights.

**Expected  
results**

- ◆ Accession of all the countries covered by the program to the key WIPO-administered industrial property treaties, and progress in the accession to the Berne Convention as well as in the ratification of, and accession to, the WCT and the WPPT.
- ◆ Appropriate legislation in place in the countries covered by the program in harmony with the WIPO-administered treaties and the TRIPS Agreement.
- ◆ More efficient protection against piracy and counterfeiting.
- ◆ Broader availability of duly trained intellectual property experts, and better awareness in respect of the commercialization of IPRs and the use of modern technical means of patent documentation and information.
- ◆ Establishment and appropriate operation of institutions for the administration and management of copyright, where this is necessary.
- ◆ Strengthened cooperation with the countries to be covered by this program, as well as with certain organizations of which these countries are members.

## Sub-program 07.1

# Modernization of the Intellectual Property System and Implementation of the TRIPS Agreement

### Objectives:

- ◆ To contribute to the modernization of the intellectual property laws of the countries covered by the program in harmony with the WIPO-administered treaties and the TRIPS Agreement.
- ◆ To strengthen institutions dealing with the administration and enforcement of intellectual property rights by training officials of patent offices and copyright administrations, as well as judges and customs and police officials, with a focus on the fight against piracy and counterfeiting.
- ◆ To establish and develop institutions for administration and collective management of copyright and related rights, where necessary.
- ◆ To obtain accession of all the countries covered by the program to the PCT, the Madrid system, the TLT, the Budapest Treaty, the classification agreements, and progress in further accession to the Berne Convention, as well as in the ratification of, or accession to, the WIPO Copyright Treaty (WCT) and the WIPO Performances and Phonograms Treaty (WPPT).
- ◆ Cooperation with the Interstate Council for the Protection of Industrial Property of the CIS Countries, with the Eurasian Patent Organization and the Standing Commission of the Interparliamentary Assembly of the CIS Countries responsible for copyright and related rights.

**Background** During the 1998–99 biennium, it is expected that many countries covered by the program will be undertaking legislative action to align their intellectual property laws with the WIPO-administered treaties and the TRIPS Agreement. They will also be seeking to strengthen the enforcement of IPRs. Further efforts seem necessary in the establishment and development of institutions for the administration and management of rights, particularly in the field of copyright and related rights. There is a need for strengthening cooperation not only with the countries concerned but also with regional organizations (in which some of them are members), mainly those mentioned above.

### **Main activities**

#### **Promotion of adherence to WIPO-administered treaties**

- ◆ Consultations with governments and legislators, both in Geneva and in the countries concerned, on the advantages, requirements and formalities of ratification of, or accession to, WIPO-administered treaties (particularly the PCT, the Madrid system, the TLT, and Budapest Treaty, the Berne Convention, the WCT and the WPPT).

### **Assistance in the implementation of the TRIPS Agreement and of the WIPO-administered treaties**

- ◆ Consultations with governments and legislators, both in Geneva and in the countries concerned, on the implementation of the WIPO-administered treaties and the TRIPS Agreement and, in general, on the modernization of national legislation.
- ◆ Provision, upon governments' request, of legislative advice to ensure compatibility with the WIPO-administered treaties and the TRIPS Agreement.
- ◆ Two seminars on the TRIPS Agreement, with participation from both the industrial property and the copyright fields.

### **Enforcement of intellectual property rights**

- ◆ Two seminars on the enforcement of IPRs, with participation from industrial property offices, copyright administrations, the judiciary, and customs and police administrations.

### **Institution-building for the administration and management of intellectual property rights**

- ◆ Two seminars on Patent Offices in Transition.
- ◆ One workshop on collective management of copyright and neighboring rights in a Central Asian country; and two national workshops on the same topic.
- ◆ One consultation meeting on the role of the State in the administration of copyright and related rights.
- ◆ Four seminars and workshops on topical issues of industrial property, and copyright and related rights
- ◆ One seminar on the enforcement of IPRs.
- ◆ One national seminar on the protection of computer programs.

### **Teaching of intellectual property law**

- ◆ Two seminars on the teaching of intellectual property law.

### **Simplification and promotion of industrial property protection**

- ◆ Two roving seminars on the promotion of the Eurasian-PCT procedure, in the United States of America.

### **Enhancement of international cooperation**

- ◆ In the field of industrial property, cooperation with the Eurasian Patent Organization, the Interstate Council for the Protection of Industrial Property of the CIS Countries through missions of WIPO officials and study visits by officials of those organizations to WIPO and/or national patent offices; in the field of copyright and related rights, cooperation with the Standing Commission of the Interparliamentary Assembly of the CIS Countries responsible for these rights through missions of WIPO officials and study visits by officials of that body.

- Expected results**
- ◆ Full harmony of the national legislation of the countries concerned with the WIPO-administered treaties and the TRIPS Agreement.
  - ◆ More efficient protection against piracy and counterfeiting, and, in general, an appropriate system for the enforcement of rights, in harmony with the norms under the TRIPS Agreement.
  - ◆ Availability of duly trained officials and experts for the implementation of the international norms and the application of national legislation on intellectual property.
  - ◆ Greater availability of appropriate administration and management of copyright and related rights in all of the countries.
  - ◆ Strengthened cooperation with Member States and with regional organizations.

Modernization of the Intellectual Property System and Implementation of the TRIPS Agreement (in thousands of Swiss francs)											
Sub-program 07.1	Official Travel and Fellowships			Contractual Services				Operating Exp.		Equipment and Supplies	
	Staff Missions	Part. Govt Officials	Fellowships	Conferences	Consultants	Publishing	Other	Premises & Maint.	Comm. & Other	Supplies & Materials	Furniture & Equipment
<b>Total</b>	<b>1,589</b>	300	779	-	215	249	18	3	5	-	20

## Sub-program 07.2

### Development and Promotion of the Use of Intellectual Property

#### Objective:

- ◆ Development and promotion of the commercialization of intellectual property rights, and the use of modern technical means of industrial property information for improving services for users.

**Background** The principal difficulties of the countries covered by the present Main Program stem, to a great extent, from insufficient knowledge and awareness concerning the commercialization of IPRs, and the insufficient use of modern technical means of industrial property information. There is a need for seminars, training courses and similar meetings for training entrepreneurs, managers, researchers, patent attorneys, industrial property office and copyright experts to promote the commercialization of IPRs, and to use modern industrial property information systems to improve services for users.

## Main activities

### Development and valorization of intellectual property rights

- ◆ Two seminars on the commercialization of IPRs.
- ◆ Two seminars on industrial property and business.
- ◆ Two seminars on intellectual property and economic development

### Participation of broader target groups of users and society

- ◆ Two introductory seminars on industrial property.

### Promotion of international recognition of intellectual property systems

- ◆ One seminar on industrial property and science.
- ◆ One seminar on industrial property and licensing.
- ◆ One national seminar on protection and licensing of copyright and related rights.

### Infrastructure development for the use of intellectual property rights

- ◆ Two seminars on the use of modern technical means of industrial property information.

## Expected results

- ◆ Further improvement of the commercialization of IPRs.
- ◆ Better use of modern technical means of industrial property information and improved services for users.

Development and Promotion of the Use of Intellectual Property (in thousands of Swiss francs)											
Sub-program 07.2	Official Travel and Fellowships			Contractual Services				Operating Exp.		Equipment and Supplies	
	Staff Missions	Part. Govt Officials	Fellowships	Conferences	Consultants	Publishing	Other	Premises & Maint.	Comm. & Other	Supplies & Materials	Furniture & Equipment
<b>Total</b>	<b>1,361</b>	170	772	-	147	210	17	2	5	-	38

## Program Budget Summary

Cooperation with Certain Countries in Europe and Asia (in thousands of Swiss francs)											
	Official Travel and Fellowships			Contractual Services				Operating Exp.		Equipment and Supplies	
	Staff Missions	Part. Govt Officials	Fellowships	Conferences	Consultants	Publishing	Other	Premises & Maint.	Comm. & Other	Supplies & Materials	Furniture & Equipment
Sub-program 07.1	1,589	300	779	-	215	249	18	3	5	-	20
Sub-program 07.2	1,361	170	772	-	147	210	17	2	5	-	38
<b>Total</b>	<b>2,950</b>	470	1,551	-	362	459	35	5	10	-	58

## Staff needs and costs

One additional General Service staff is required to provide secretarial support for the additional copyright activities foreseen in this program.

<b>Posts</b>	<b>1996-97</b>	<b>1998-99</b>	<b>Variation</b>
Directors	0	0	0
Professionals	3	3	0
General Service	0	1	1
<b>Total</b>	<b>3</b>	<b>4</b>	<b>1</b>

<b>Staff costs</b> (in thousands of Swiss francs)	<b>Budget 1996-97</b>	<b>Budget 1998-99</b>	<b>Variation</b>
Salaries of regular staff	1,001	992	
Salaries of short-term staff	36	60	
Social charges + other personnel costs	329	325	
<b>Total staff costs</b>	<b>1,366</b>	<b>1,377</b>	<b>0.8%</b>

## Comparative Budget Summary

	(In thousands of Swiss francs)					
	<b>Budget 1996-97</b>	<b>Budget 1998-99</b>	<b>Variation</b>			
			<b>Program</b>		<b>Cost</b>	
<b>MAIN PROGRAM 07: Cooperation with Certain Countries in Europe and Asia</b>			<b>Amount</b>	<b>%</b>	<b>Amount</b>	<b>%</b>
Program Activities	1,413	2,950	1,474	104.3%	63	4.5%
Staff Costs	1,366	1,377	10	0.7%	1	0.1%
<b>TOTAL</b>	<b>2,779</b>	<b>4,327</b>	<b>1,484</b>	<b>53.4%</b>	<b>64</b>	<b>2.3%</b>