

Implementation, aims and achievements of IP Policy and Strategy in Chile

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- Intellectual property protection can contribute to the economic development of nations
- Intellectual property policies are a promising tool to achieve this economic development.
- IP offices have a central role in the development of IP policies, its implementation and promotion



In compliance with Chile's international obligations and its economic development Chile has put into practice an adequate IP Policy and a strategy to implement it.

Chile's implementation of IP Policy

- National Intellectual Property Strategy, drafted by the National Innovation Council
- Establishment of Inter Secretariat IP Committee
- Improvement by means of:
 - IP institutional structures
 - IP Procedures
 - Enforcement
 - Public access to information



Creation of National Institute of Industrial Property – INAPI (2009)

Main objectives:

- improve the levels of efficiency of the registration processes
- promote use of the intellectual property system
- enhance the availability of technological information.

Characteristics:

- With necessary financial and administrative resources for it to be autonomous, it is in charge of all the administrative performances relative to the recognition and use of the registry protection granted by the Industrial Property Act (Law N° 19.039).
- Its first senior management team selected through an independent procedure, took office in December 2009.

Creation new specialized unit from Chilean Police devoted to the protection and enforcement of IPR - BRIDEPI (2008)

- Investigates and prosecutes crimes related to IPR infringements.
- Extends its authority over all issues related to crimes linked to industrial and copyright and related rights.
- Cornerstones of the Chilean national system to reduce counterfeiting and piracy.
- Main aim is to identify and disarticulate any criminal organization related to piracy, counterfeit and related crimes.



Other relevant agencies involved:

- Customs Office
- National Prosecution Office

Implemented procedures and capacity building in IP.



Strengthening IP legislation and structure

Law reforms

- Industrial Property Law incorporates commitments under the WTO' s TRIPs agreement (2005 - 2007):
 - Regulates industrial rights related to innovations
 - Protection of trade secrets submitted to health agencies
 - Civil actions
- Copyright and Related Rights Act Reform (2010):
 - improvement in enforcement, including more efficient procedures, and an increase of monetary and imprisonment sanctions.
 - Exceptions and limitations to copyright



- **Multilateral Agreements:**
 - Patent Cooperation Treaty (2009)
 - WIPO Performances and Phonograms Treaty (WPPT - 2003)
 - WIPO Copyright Treaty (WCT - 2003)
 - Bill in Congress : Trademark Law Treaty
 - Bill in Congress: UPOV '91

Promotion of Innovation



- **Public Domain**
promotion of tools to make information accesible to innovators.
- **Information Tecnology**
Improvement on infraestructure
- **Improvement of Access to Patent Information**
Mainting high standards and proper registration procedures.
- **Improvement in procedures and quality of Technological Transfer**



- An adequate and effective implementation of Intellectual Property Policy in Chile has improved IP Systems and procedures, and allowed an efficient promotion of Innovation



Thank you.