

HIGH LEVEL FORUM

**Brazilian National Institute of
Industrial Property (INPI)**

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HIGH LEVEL FORUM

International Policies and Norms to Address
Emerging IP Challenges, including International
Cooperation for Enhancing Quality of
Intellectual Property Rights (IPRs)

MAIN ASPECTS

- Introduction
- Background
- INPI
- Current Data
- Cooperation Initiatives

INTRODUCTION

Intangible assets occupy a central position in the global economy, which is more and more dependent on efficient systems to guarantee its appropriation and commercialization

In this context, in all countries of the world, intellectual property management institutions have had its importance increased

To be able to manage the system, Intellectual Property Offices have suffered significant reformulations and so has INPI

BACKGROUND

INPI-Br is a Federal Autonomous Entity, created in 1970, linked to the Ministry of Development, Industry and Foreign Trade

Its main purpose is to execute, within Brazil, the norms that regulate the industrial property, considering its social, economic, legal and technical functions



INPI

The National Institute of Industrial Property (INPI) plays a strategic role in the context of development policies, since it is responsible for the improvement, dissemination and management of the Brazilian system for the granting and guarantee of intellectual property rights in Brazil

Its mission is to create an intellectual property system that stimulates the innovation, promotes the competitiveness and favors the technological, economic and social development of the country

INPI

Vision to 2011: INPI shall be one of the reference offices in the world regarding the efficiency and quality of its several services

INPI's Restructuring Program began in 2004, soon after the implementation of the PITCE - Industrial, Technological and Foreign Trade Policy

The purpose of the Program is not only the quest for efficiency, but also facilitation of the access of citizens and companies to the services rendered, and development of an intellectual property culture favoring the growth and the international insertion of Brazilian companies in global economy

INPI

For such, INPI's operational structure is being strengthened, facilities dedicated to research and education are being created and the effective articulation of the Institute with the other entities making up the National Innovation System is being promoted

In 2006, the first phase of the Program was concluded. Several objectives were reached, such as: contracting of 330 new civil servants, the establishment of a new career plan, the move to new facilities and implementation of the e-Trademark module, part of the e-INPI system. Also in the course of that year, new actions were established which shall make up the second phase of the Program

INPI

The second phase includes the development of the advances reached in the first and, additionally, aligned to the objectives of the Government's Strategic Orientation of PPA 2008-2011:

- 1) To establish the INPI as a producing entity and disseminator of knowledge of IP
- 2) To confer to the INPI regional strategic importance (South America and Portuguese-speaking countries)
- 3) To obtain international recognition as one of the reference offices in the examination, granting and management of IP rights in the world
- 4) To certify the work processes and the services rendered by the Institute (ISO Certification and quality awards), and
- 5) To confer higher autonomy and stability to INPI's management

INPI

In 2010, INPI's staff is 1.250 employees

Patent Examiners

Area	2008	2009	2010'
Total	238	318	455

* Projected number

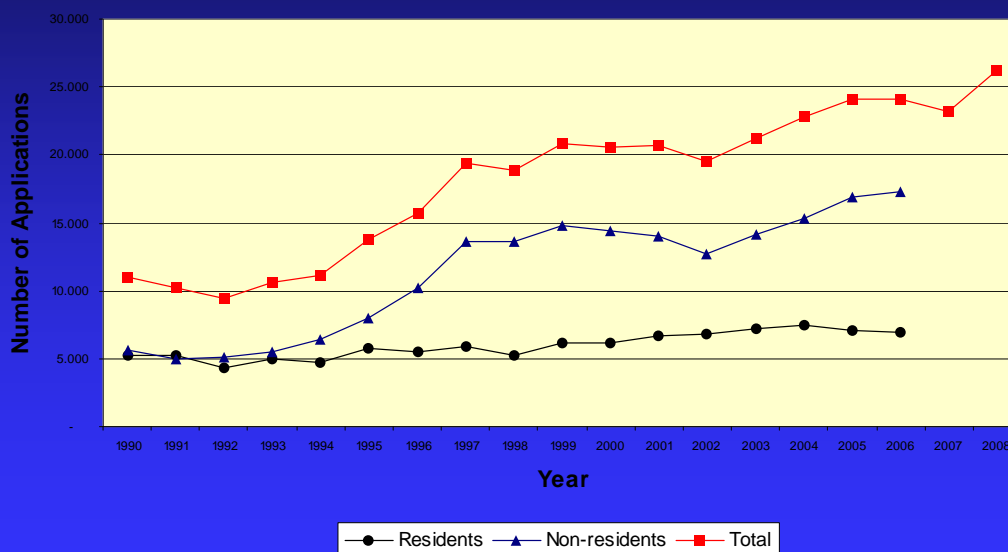
CURRENT DATA PATENTS APPLICATIONS

Application Number

Deposit	2006	2007	2008
Privilege of Invention	6.047	6.395	6.568
Utility Model	3.033	2.662	3.154
Certificate of Addition	110	139	128
Patent Cooperation Treaty	14.970	14.025	16.382
Total	24.160	23.221	26.232

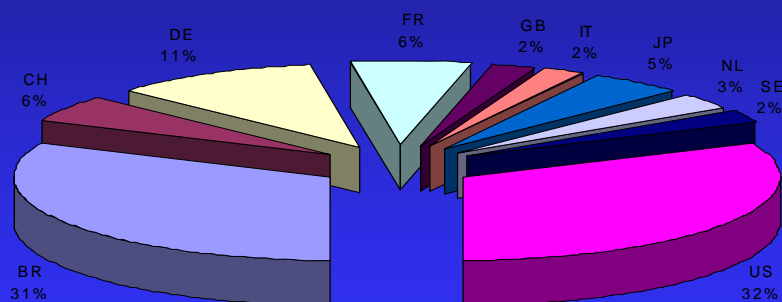
Source: Management Report, 2008

CURRENT DATA APPLICATIONS FILLED AT INPI



CURRENT DATA APPLICATIONS IN BRAZIL PER COUNTRY

Reference year 2006



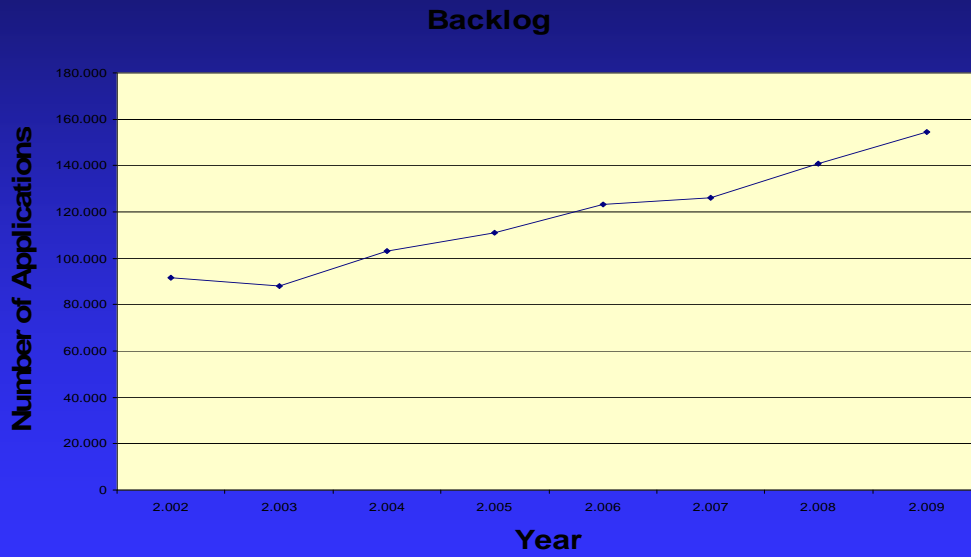
CURRENT DATA DECISION ON PATENTS

Decisions on Patents

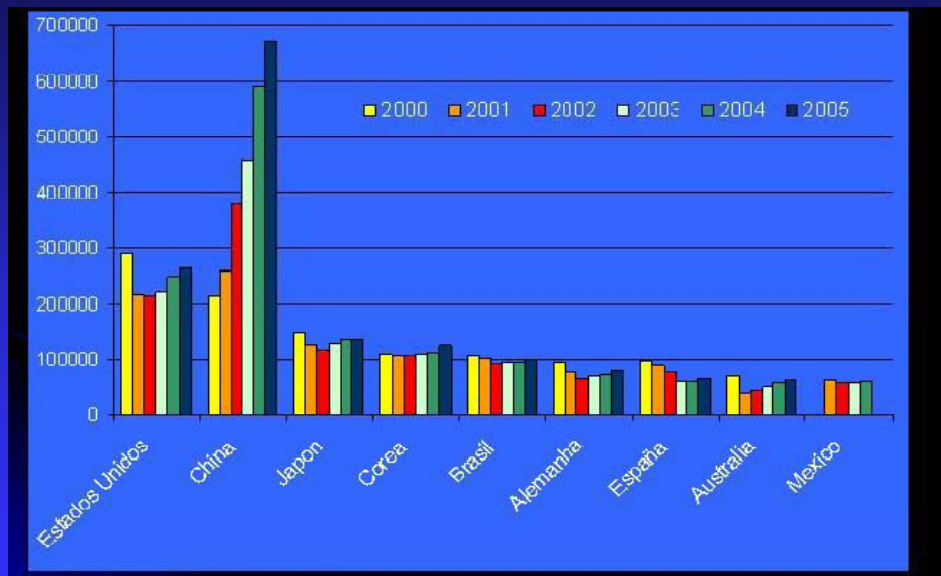
Decisions	2006	2007	2008
Archives	9.232	14.611	9.460
Rejections	1.066	824	2.729
Patents Granted	2.785	1.855	2.824
Withdrawals approved	77	43	52
Total	13.160	17.333	15.065

Source: Management Report, 2008

CURRENT DATA PATENTS BACKLOG



PCT INFORMATION



■ Source: WIPO Statistics database

CURRENT DATA TRADEMARKS APPLICATIONS

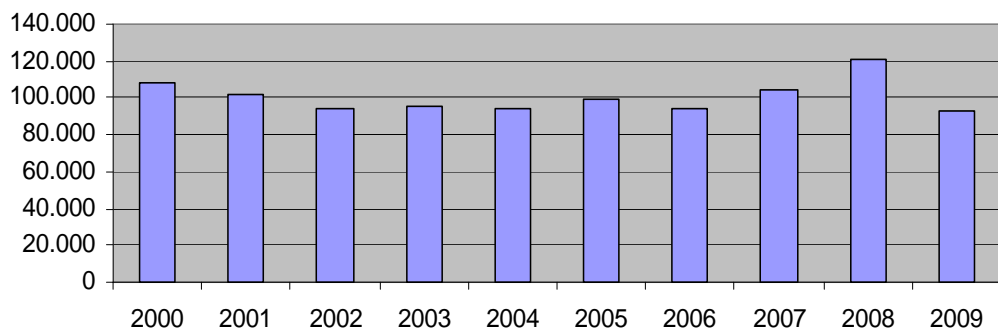
Application Number

Trademarks	2007	2008
Applications filed*	105.320	123.794
Applications decided	239.730	154.180
Reduction of backlog	-134.410	-30.386

* Non-consolidated data
Source: Management Report, 2008

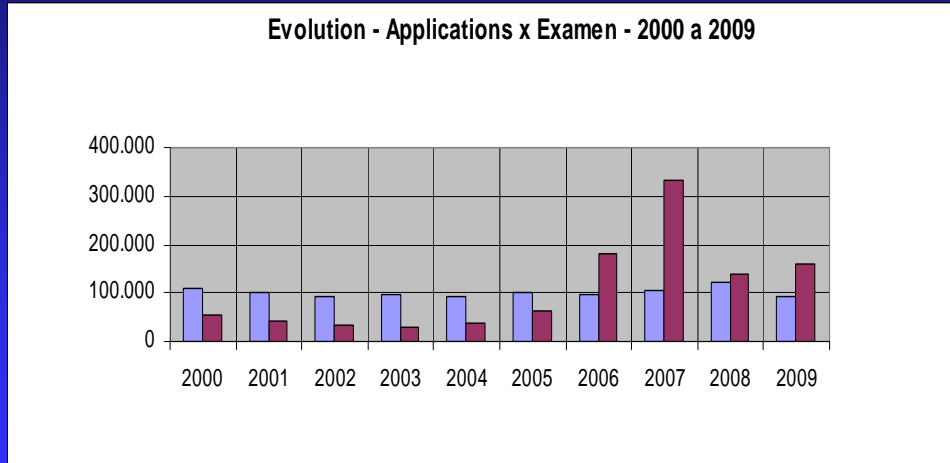
CURRENT DATA TRADEMARKS APPLICATIONS

Applications - 2000 to 2009



CURRENT DATA

TRADEMARKS APPLICATIONS



COOPERATION INITIATIVES

Actions to achieve the objectives:

- To establish networks to generate and disseminate knowledge in IP
- To articulate with other institutions which ones are part of the National Innovation System, as a strategy to incorporate companies, especially SMEs
- To create network between stakeholders of the Program (SEBRAE, Universities, FINEP, BNDES, Industry Federations y CNI)

COOPERATION INITIATIVES

PARTICIPATION IN DISCUSSIONS RELATED TO IP NATIONAL POLICIES

Performance in the Government Group of IP (GIPI), which subsidizes the Executive of the Federal Government in the implementation of IP politics, as well as national and international negotiations directly related to this topic, promoting consultation to the private sector whenever it is necessary

COOPERATION INITIATIVES

PARTICIPATION IN DISCUSSIONS RELATED TO IP INTERNATIONAL POLICE

REFERENCE OFFICE

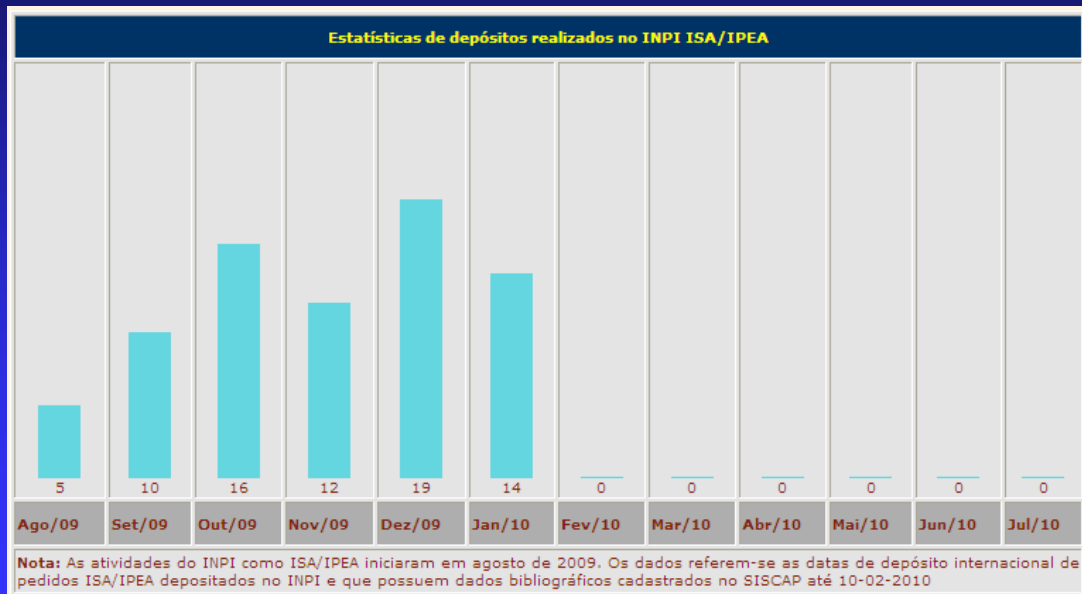
Act as ISA-IPEA

ISA/IPEA Authorities – Australia, Austria, Brazil, Canada, China, Finland, India, Japan, South Korea, Russia, Spain, Sweden, USA, EPO and Nordic Institute (Island, Norway and Denmark)

PCT has 139 member states

Source: Inform OMPI 423 – 15/Oct/2008

STATISTICS AS ISA/IPEA



COOPERATION INITIATIVES

IP ACADEMY

REFERENCE OFFICE

To *INTERNATIONALIZE* the IP Academy of INPI

INPI has 3 agreements with Academic Institutions: CNIC (Cuba), University of Alicante (Spain) and IPTI (South Korea). In addition we have partnership with 17 institutions. Some of them have proper Academies (EPO and USPTO, for example). Besides WIPO that we maintain a Technical Cooperation Agreement

COOPERATION INITIATIVES

INTERNATIONAL: MAIN GUIDELINES

- To be a national office of reference to the IP international system
- To participate actively of the discussions regarding the national politic of Industrial Property, having as horizon the international context
- To build a solid technical cooperation of international level in both directions North-South and South-South

COOPERATION INITIATIVES

INTERNATIONAL: TECHNICAL COOPERATION

- **Memorandum of Understanding signed between 1982-2001 (9)**
Paraguay, Uruguay, Argentina, ARIPO, Spain, Bolivia, South Korea, WIPO and OAMI
- **Memorandum of Understanding signed from 2005 (13)**
Germany, Portugal, EPO, France, IPTI (South Korea), Great Britain, USA, Singapore, CNIC (Cuba), University of Alicante, Dominican Republic, Peru and Mexico

COOPERATION INITIATIVES

INTERNATIONAL: TECHNICAL COOPERATION

- **Memorandum of Understanding being negotiated**
COLCIENCIAS (Colombia), Japan, Mozambique, OAPI, Munich Intellectual Property Law Center (MIPLC), Turkey, El Salvador
- **Memorandum of Understanding waiting authorization**
Canada and China

COOPERATION INITIATIVES

INTERNATIONAL: TECHNICAL COOPERATION

During 2008 and 2009 INPI developed many representatives activities with the Asian continent, as follows:

- Participation in the “Regional Forum for Universities Intellectual Property Coordinators”, in Ha Long, Vietnam;
- Participation in the “Trading Ideas Intellectual Property Symposium”, in Singapore;

COOPERATION INITIATIVES

INTERNATIONAL: TECHNICAL COOPERATION

- Organization of the “*Meeting Brazil-Asia about Intellectual Property Institutional Politics to Universities*”, in Rio de Janeiro;
- Organization of the meeting “*IP Policies for SMEs*”, with the presence of a representative from KIPO;
- Training of Brazilians Technicians in Japan;
- Research about IP in JPO.

COOPERATION INITIATIVES

COOPERATION SYSTEM ON OPERATIONAL AND INDUSTRIAL PROPERTY INFORMATION ASPECTS PROJECT

- 9 participating countries: Argentina, Brazil, Chile, Colombia, Ecuador, Paraguay, Peru, Surinam and Uruguay
- BID’s support through the Regional Public Goods Fund
- Horizons:
 - Short Term – interchange of experiences and databases
 - Medium Term – common application procedure (regional phase and national phase)
 - Long Term – unique regional title

COOPERATION INITIATIVES

INPI-WIPO PROJECT

1st Phase – 1997-2005 – Training and Dissemination of the IP Culture and Modernization of INPI's Informatics Department – Resources involved: US\$ 10 millions

2nd Phase – 2006-2009 – Training and Dissemination of the IP Culture – Resources involved: US\$ 3,5 millions

THANKS FOR YOUR ATTENTION!

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