

WIPO/IPR/MPT/05

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GOVERNMENT OF THE REPUBLIC OF MOZAMBIQUE



WORLD INTELLECTUAL
PROPERTY ORGANIZATION

NATIONAL WORKSHOP ON THE ENFORCEMENT OF INTELLECTUAL PROPERTY RIGHTS

organized by
the World Intellectual Property Organization (WIPO)

in cooperation with
the Government of Mozambique

and

the Mozambique Industrial Property Institute

Maputo, November 21 to 23, 2005

PROGRAM

prepared by the International Bureau of WIPO

Monday, November 21, 2005

- 9.00 – 9.30 Opening statements by:
- the Representative of the Mozambique Industrial Property Institute
 - Minister/Deputy Minister of Industry and Trade
 - the Representative of the World Intellectual Property Organization (WIPO)
- 9.30 – 10.45 Topic 1: Intellectual Property Rights and Their Importance in Fostering Economic, Technological and Cultural Development
- The session will provide an introduction to intellectual property rights with particular attention to their developmental aspects in order to set the context and ensure a clear understanding of the issues at stake, especially for the benefit of those participants who are not familiar with intellectual property.*
- Speaker: Honorable Justice L.T.C. Harms, Judge, Supreme Court of Appeal, Bloemfontein, South Africa
- 10.45 - 11.15 Tea and coffee break
- 11.15 – 12.15 Topic 2: Enforcement of Intellectual Property Rights and its Role in Socio-Economic Development
- The session will highlight the link between the effective protection and enforcement of intellectual property rights and socio-economic growth and development. At the same time, it will show some of the negative implications of counterfeiting and piracy from an economic and health and safety perspectives.*
- Speaker: Ms. Louise Van Greunen Vuagnat, Deputy Director, Enforcement and Special Projects Division, WIPO
- 12.15 – 13.45 Lunch break
- 13.45 – 17.30 Topic 3: The Legislative Framework for the Protection of Intellectual Property Rights
- The session will begin with a review of international standards for the effective enforcement of intellectual property rights to enable a better understanding of the international legal framework. This will be followed by a review of the national legislative framework and enforcement procedures in Mozambique and South Africa that will illustrate the application of these standards at the*

national level, from government and private sector perspectives. The session will also facilitate the practical training on enforcement provisions to be conducted later.

- 13.45 – 14.45 Topic 3a: Civil and Administrative Procedures and Remedies, Including Provisional Measures, Border Measures and Criminal Procedures: International Standards
- Speaker: Honorable Justice L.T.C. Harms
- 14.45 – 15.45 Topic 3b: The Legal Framework for the Protection and Enforcement of Intellectual Property Rights in Mozambique
- Speaker: Mr. Fernando dos Santos, Director General, Industrial Property Institute, Maputo
- 15.45 – 16.00 Tea and coffee break
- 16.00 – 17.30 Topic 3c: Enforcement of Intellectual Property Rights in South Africa, with Particular Reference to the South African Counterfeit Goods Act
- Speakers: Ms. Amanda Lotheringen, Deputy Director, Education and Capacity Building, Department of Trade and Industry (the dti), Pretoria, South Africa and Mr. Hugh Melamdowitz, Spoor & Fisher, Pretoria, South Africa

Tuesday, November 22, 2005

- 8.30 – 9.45 Topic 4: Effective Enforcement at the Border
- Concrete examples will be used to demonstrate the value of effective border measures and the necessity for cooperation with other local law enforcement agencies, agencies within SACU or SADC, and with the private sector.*
- Speaker: Mr. Mohamed Khader, Spoor & Fisher
- 9.45 – 11.00 Topic 5: The Role of the Courts in Enforcing Intellectual Property Rights
- Concrete cases on trademarks and copyrights will be used to demonstrate the role of the courts in enforcing intellectual property rights. The presentation will make reference to both civil and criminal enforcement.*
- Speaker: Honorable Mr. Justice L.T.C. Harms
- 11.00 – 11.30 Tea and coffee break

11.30 – 12.30 Topic 6: Intellectual Property Protection and Enforcement: The Experience of a Mozambican Entrepreneur

During this session, a local entrepreneur will draw attention to the role of intellectual property in development, emphasizing the private sector as a vital link in the enforcement chain and highlight the need to create public/private partnerships as part of an effective enforcement strategy.

Speakers: Mr. Chipiliro Katundo, Unilever
Mr. Alkis Makropulos, Protal

12.30 – 14.00 Lunch break

14.00 – 15.30 Topic 7: The Role of Rights Holders in the Effective Enforcement of Intellectual Property Rights: a South African Experience

During this session, the focus will be on the South African experience and lessons to be learned from it.

Speaker: Dr. Owen Dean, Spoor & Fisher

15.30 – 16.00 Tea and coffee break

16.00 – 17.30 Practical Training Scenario

The practical training session will consist of a review of the implementation of enforcement provisions in Mozambique, highlighting the roles of the police, customs, courts and the private sector from civil and criminal enforcement perspectives.

Moderator: Ms. Van Greunen Vuagnat

Wednesday, November 23, 2005

8.30 – 9.30 Topic 8: Copyright Protection and Enforcement in Mozambique

The speaker will discuss the local legislative framework on copyright protection and its enforcement..

Speaker: Mr. Rodrigues Timba, Ministry of Education and Culture

9.30 – 10.30 Topic 9: Getting Rights Protection Right: A South African Law Enforcement Agency Perspective on Enforcement, Capacity Building and Training in Intellectual Property Rights

The biggest challenges to effective enforcement are capacity building and training, on the one hand, and structured cooperation, on the other. Attention will be drawn to the South African experience in implementing the Counterfeit Goods Act, building of capacity in law enforcement agencies and future cooperation, within the regional context, in enforcing intellectual property rights.

Speaker: Ms. Amanda Lotheringen, the dti, Pretoria

10.30 – 11.00 Tea and coffee break

11.00 – 12.30 Topic 10: Consumer Awareness – Health and Safety Aspects of Counterfeiting

Speakers: Mr. Nick Hart, Brand protection for Unilever

Mr. Adrian Frey, Jose Caldeira and Associados Lda
(Attorneys & Consultants)

12.30 – 14.00 Lunch break

14.00 – 15.30 Topic 11: Identifying and Overcoming Barriers to the Effective Enforcement of Copyright and Related Rights in Mozambique: an Industry Perspective

During this session the participants will look at their role within the local enforcement situation and the socio-economic importance of streamlining enforcement actions.

Speaker: Mr. João Carreira, Indico Music

15.30 – 15.45 Tea and coffee break

15.45 – 16.45 Panel Discussion on a Strategic Approach to Effective Cooperation in the Public Sector and the Role of the Private Sector

Based on the foregoing deliberations, the discussion will underscore a structured future cooperation within the public sector and between the public and private sectors.

Moderators: Ms. Van Greunen Vuagnat and Mr. Fernando dos Santos

Panelists: All speakers

16.45 – 17.00 Closing Ceremony

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