

WIPO



A/39/12

ORIGINAL:English

DATE:June16,2003

WORLD INTELLECTUAL PROPERTY ORGANIZATION

GENEVA

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ASSEMBLIES OF THE MEMBER STATES OF WIPO

Thirty-Ninth Series of Meetings Geneva, September 22 to October 1, 2003

COMPOSITION OF THE WIPO COORDINATION COMMITTEE;
ELECTION OF THE MEMBERS OF THE EXECUTIVE COMMITTEES
OF THE PARIS AND BERNE UNIONS AND DESIGNATION OF THE ADHOC
MEMBERS OF THE WIPO COORDINATION COMMITTEE

document prepared by the Secretariat

Introduction

1. The membership of the WIPO Coordination Committee consists of States drawn from three other bodies, namely

- (i) the Executive Committee of the Paris Union;
- (ii) the Executive Committee of the Berne Union; and
- (iii) one-fourth of the States party to the Convention Establishing the World Intellectual Property Organization ("the WIPO Convention") that are not members of any of the Unions administered by WIPO.¹

¹ Article 8(1)(a) and (c), WIPO Convention.

In addition, Switzerland, as the host State, is an *ex officio* member of the Coordination Committee.²

2. The membership of the Coordination Committee is established once every two years, at the ordinary sessions of the Assemblies of the Member States ("the Assemblies"). The terms of office of the present members of the Executive Committee of the Paris Union, the Executive Committee of the Berne Union and the WIPO Coordination Committee expire at the close of the present (September 22 to October 1, 2003) ordinary sessions of the Assemblies. New members of each of those Committees must therefore be elected during the present sessions of the Assemblies. Those new members will serve until the close of the next ordinary sessions of the Assemblies, which will be held in September 2005.

3. The present document deals with the composition of the Committees that are to be elected and the decisions that the corresponding Assemblies and other bodies are invited to take in order to elect the new members of the Committees.

I. Executive Committee of the Paris Union

4. Present Composition. The Executive Committee of the Paris Union comprises, at present, 40 members, consisting of 39 ordinary members,³ and one *ex officio* member.⁴ The names of the present members are underlined in List No. 1 in the Annex to this document.

5. Limits to Re-eligibility for Election. Members of the Executive Committee of the Paris Union may be re-elected, but only up to a maximum of two-thirds of the ordinary members plus the *ex officio* member.⁵ There being 40 such members, the number of elected ordinary members eligible for re-election is 27.⁶

6. New Composition. The Executive Committee of the Paris Union to serve from the close of the present sessions of the Assemblies to the close of the next ordinary sessions of the Assemblies should have 41 members, consisting of:

(i) 40⁷ elected ordinary members, to be elected by the Assembly of the Paris Union; out of the present 39 elected members, 26 may and 13 may not be re-elected;

(ii) one *ex officio* member (Switzerland).

² Article 11(9)(a), WIPO Convention.

³ Elected by the Assembly of the Paris Union (see Article 14(2)(a) of the Paris Convention and Rule 3(1) of the Rules of Procedure of the Assembly of the Paris Union (document AB/XXIV/INF/2)).

⁴ The State on whose territory the Organization has its headquarters (Switzerland) is the *ex officio* member (see Article 14(2)(a) of the Paris Convention).

⁵ See Article 14(5)(b) of the Paris Convention.

⁶ $40 \times \frac{2}{3} = 26.66$, which, by convention, is rounded to the nearest whole number.

⁷ Forty represents one-fourth of the number of States members of the Assembly of the Paris Union, discounting any remainders after division by four (see Article 14(3) of the Paris Convention). There are 162 members of the Assembly, whose names are set out in List No. 1 in the Annex.

7. Accordingly, the Assembly of the Paris Union is invited to elect, from among its members, 40 States to the Executive Committee of the Paris Union, in the capacity of ordinary members; these 40 States must not include more than 26 States which, at present, are ordinary members of that Committee.

II. Executive Committee of the Berne Union

8. Present Composition. The Executive Committee of the Berne Union comprises, at present, 37 members, consisting of 36 ordinary members⁸ and one *ex officio* member.⁹ The names of the present members are underlined in List No. 2 in the Annex to this document.

9. Limits to Re-eligibility for Election. Members of the Executive Committee of the Berne Union may be re-elected, but only up to a maximum of two-thirds of the ordinary members plus the *ex officio* member.¹⁰ There being 37 such members, the number of elected ordinary members eligible for re-election is 25.¹¹

10. New Composition. The Executive Committee of the Berne Union to serve from the close of the present session of the Assembly to the close of the next ordinary session of the Assembly should continue to have 37 members, consisting of:

(i) 36 elected ordinary members,¹² to be elected by the Assembly of the Berne Union; out of the present 36 elected members, 25 may and 11 may not be re-elected;

(ii) one *ex officio* member (Switzerland).

11. Accordingly, the Assembly of the Berne Union is invited to elect, from among its members, 36 States to the Executive Committee of the Berne Union; these 36 States must not include more than 25 States which, at present, are members of that Committee.

⁸ Elected by the Assembly of the Berne Union (see Article 23(2)(a) of the Berne Convention and Rule 3(1) of the Rules of Procedure of the Assembly of the Berne Union (document AB/XXIV/INF/2)).

⁹ The State on whose territory the Organization has its headquarters (Switzerland) is the *ex officio* member (see Article 23(2)(a) of the Berne Convention).

¹⁰ See Article 23(5)(b) of the Berne Convention.

¹¹ $37 \times 2/3 = 24.66$, which, by convention, is rounded to the nearest whole number.

¹² Thirty-six represents one-fourth of the number of States members of the Assembly of the Berne Union, discounting any remainders after division by four (see Article 23(3) of the Berne Convention). There are 147 members of the Assembly, whose names are set out in List No. 2 in the Annex.

III. WIPO Coordination Committee

12. Rules of Composition. The WIPO Coordination Committee is composed of the following categories of members:

(i) the elected ordinary members of the Executive Committee of the Paris Union and of the Executive Committee of the Berne Union;¹³

(ii) Switzerland, as the State on whose territory the Organization has its headquarters;¹⁴

(iii) one-fourth of the States party to the WIPO Convention that are not members of any of the Unions, which are designated by the WIPO Conference¹⁵ and which serve as *ad hoc* members of the WIPO Coordination Committee.¹⁶

13. New Composition. It follows that the WIPO Coordination Committee to serve from the close of the present session of the Assembly to the close of the next ordinary sessions of the Assembly should have 80 members, consisting of:

(i) the 40 ordinary members of the Executive Committee of the Paris Union to be elected by the Assembly of the Paris Union in the present sessions (see paragraph 6(i), above);

(ii) the 36 ordinary members of the Executive Committee of the Berne Union to be elected by the Assembly of the Berne Union in the present sessions (see paragraph 10(i), above);

(iii) Switzerland; and

(iv) three *ad hoc* members to be designated by the WIPO Conference in the present sessions.¹⁷

*14. Accordingly, the WIPO Conference is invited to designate, from among its members that are not members of any of the Unions, three States to be *ad hoc* members of the WIPO Coordination Committee.*

[Annex follows]

¹³ See Article 8(1)(a) of the WIPO Convention.

¹⁴ See Article 11(9)(a) of the WIPO Convention.

¹⁵ See Article 8(1)(c) of the WIPO Convention.

¹⁶ In addition, the Coordination Committee comprises, in theory, any associate members of the Executive Committee of the Paris Union or the Executive Committee of the Berne Union, which serve as associate members of the WIPO Coordination Committee. The class of associate members is, however, now redundant (see notes 7 and 13, above). See Rule 2(3) of the Rules of Procedure of the WIPO Coordination Committee (document AB/XXV/INF/2).

¹⁷ There are 11 States members of the WIPO Conference that are not members of any of the Unions. Their names are set out in List No. 3 in the Annex. The number of *ad hoc* members of the WIPO Coordination Committee to be designated by the WIPO Conference is thus three.

ANNEX

STATES ELIGIBLE FOR ELECTION

List No.1States Eligible for Election as Members of the Executive Committee of the Paris Union

(that is, States members of the Assembly of the Paris Union)(162)

1

Albania																			<u>Democratic</u>
Algeria	73	-	79	81	83	85	87	89	91	-	-	97	99	-					<u>People's</u>
Antigua and Barbuda																			<u>Republic</u>
Argentina*				81	83	85	87	89				95	97	-	01				<u>of Korea</u>
Armenia																			<u>Democratic</u>
Australia*	73	-	79			85	87	89	91	93	95	97	99	01					<u>Republic of</u>
Austria				81	83	85		89		93	95	97		01					<u>the Congo</u>
Azerbaijan															01				Denmark
Bahamas																			Djibouti
Bahrain																			Dominica
Bangladesh															97	-	01		Ecuador
Barbados																			Egypt
Belarus																			73 - 79 81 83 85 87 89 91 - 95 - - 01
Belgium															93	-	97	99	01
Belize																			El Salvador
Benin																			Equatorial
Bhutan																			Guinea
Bolivia																			Estonia
Bosnia and Herzegovina																			Finland
Botswana																			France*
Brazil*	73	76	79	81	83	85	87	89	91	93					99	01			73 76 79 - - - 87 89 - - - 99 -
Bulgaria			79			85			91										Gabon
Burkina Faso																			Gambia
Burundi																			Georgia
Cambodia																			<u>Germany*</u>
Cameroon*	73														95	97			- 76 79 81 83 85 87 - 91 - 95 97 - 01
Canada																			Ghana
Central African Republic			76																- 76 - 81 - - - 89 91 - 95 - 99 -
Chad																			<u>Greece</u>
Chile																			- - - - - - - - - - - 01
China						85	87	89	91	93	95	97	99	01					Grenada
Colombia																			<u>Guatemala</u>
Congo					83														- - - - - - - - - - - 01
Costa Rica																			Guinea
Côte d'Ivoire			79		83														Guinea-Bissau
Croatia																			Bissau
Cuba		76	79	81		85	87	89	91	93	95								Guyana
Cyprus																			Haiti
Czech Republic																			- - 79 81 - 85 - - - 93 95 97 - 01
																			Holy See
																			Honduras
																			Hungary*
																			- - - 81 - - 87 89 91 - - 97 99 -
																			Iceland
																			- - - - - - - - - - - 01
																			<u>India</u>
																			- - - - - - - - - - - 99 01
																			Indonesia
																			- - - - - 85 87 89 - 93 95 - - -
																			Iran (Islamic
																			<u>Republic of)</u>
																			- - - - - - - - - - - 99 01
																			Iraq
																			- 76 - - - - - - - - - - -
																			Ireland
																			- 76 - - - - - - - - - 97 - -
																			Israel
																			- - 79 81 - 85 - - - 93 95 97 - 01
																			Italy
																			- - 79 81 - 85 - - - 93 95 97 - 01
																			Jamaica
																			<u>Japan*</u>
																			73 76 79 81 83 85 87 89 91 93 95 97 - 01
																			Jordan
																			- - - - - - - - - - 95 - - -
																			Kazakhstan

¹ The year dates show the year in which the State was elected, as well as, where applicable, the year or years in which it was re-elected, a member of the Executive Committee for a three-year period or, since 1979, for a two-year period. The names of the present ordinary members (40) are underlined.

* An asterisk (*) next to the name of the State indicates that it was also elected member of the Executive Committee in 1970.

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Kenya*	73	-	-	81	-	-	87	89	91	-	-	-	99	-	Saint Vincent and the	
Kyrgyzstan															Grenadines	
Lao People's Democratic Republic															San Marino	
<u>Latvia</u>	-	-	-	-	-	-	-	-	-	-	-	-	-	01	Sao Tome and Principe	
Lebanon	-	-	-	81	83	-	-	-	-	-	-	-	-	-	<u>Senegal</u> *	
Lesotho	-	-	-	-	-	-	-	-	-	-	-	-	97	99	Serbia and Montenegro	
Liberia															Seychelles	
Libyan Arab Jamahiriya	-	76	-	-	-	-	-	-	-	-	-	-	-	97	99	Sierra Leone
Liechtenstein																Singapore
Lithuania																Slovakia
Luxembourg																Slovenia
Madagascar																<u>South Africa</u>
Malawi	-	-	-	-	-	-	-	-	-	93	-	-	-	-	-	<u>Spain</u>
Malaysia	-	-	-	-	-	-	-	-	-	-	-	-	97	99	-	<u>Sri Lanka</u> *
Mali																Sudan
Malta																Suriname
Mauritania																Swaziland
Mauritius																<u>Sweden</u> *
Mexico	73	-	-	-	-	-	87	-	-	-	95	-	-	-	-	[<u>Switzerland</u> ²]
Monaco																Syrian Arab Republic
Mongolia																Tajikistan
<u>Morocco</u>	-	-	79	-	-	-	-	-	-	93	-	-	-	01		Tanzania
Mozambique																The former Yugoslav Republic of
<u>Nepal</u>	-	-	-	-	-	-	-	-	-	-	-	-	-	01		Togo
Netherlands	73	-	-	-	83	-	-	-	91	-	95	-	-	-		Tonga
New Zealand	-	-	-	-	-	-	-	-	-	-	95	-	-	-		Trinidad and Tobago
Nicaragua																Tunisia
Niger																<u>Turkey</u>
Norway	-	-	-	-	83	-	-	-	91	-	-	-	-	-		Turkmenistan
Oman																<u>Uganda</u>
<u>Panama</u>	-	-	-	-	-	-	-	-	-	-	-	-	97	-	01	Ukraine
Papua New Guinea																United Arab Emirates
Paraguay																United Kingdom*
Peru																United Republic of
<u>Philippines</u>	-	76	79	81	-	85	87	-	-	-	-	-	-	01		Tanzania
<u>Poland</u>	-	-	79	81	83	85	-	-	-	-	-	-	-	01		<u>United States of America</u> *
<u>Portugal</u>	-	-	-	81	83	-	-	-	-	93	95	-	99	01		Uruguay
Qatar																Uzbekistan
<u>Republic of Korea</u>	-	-	-	-	-	-	87	89	91	93	95	-	-	01		Venezuela
Republic of Moldova																Viet Nam
Romania	73	76	-	-	-	-	-	-	-	-	-	-	-	-		Zambia
<u>Russian Federation</u> *	73	76	79	81	83	85	87	89	91	93	95	97	99	01		Zimbabwe
Rwanda																
Saint Kitts and Nevis																
Saint Lucia																

List No.3

States Eligible for Election as Ad Hoc Members of the WIPO Coordination Committee
(that is, States members of WIPO which are not members of any of the Unions)⁵(11)

Andorra	-	-	-	-	-	-	-	-	-	-	-	-	-	-		
<u>Angola</u>	-	-	-	-	-	-	85	-	89	-	93	95	97	-	99	01
Brunei																
Darussalam	-	-	-	-	-	-	-	-	-	-	-	95	97	-	99	-
Eritrea	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Ethiopia	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Kuwait	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
<u>Myanmar</u>	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	01
Samoa	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
<u>Saudi Arabia</u>	-	-	-	-	-	-	85	87	-	-	-	-	-	-	-	01
Somalia	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Yemen	-	-	-	-	-	-	-	89	-	-	-	97	-	99	-	-

[End of Annex and of document]

⁵ The year dates show the year in which the State was first designated, as well as, where applicable, the year or years in which it was re-designated, an *ad hoc* member of the WIPO Coordination Committee.