

WIPO



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GENEVA

GOVERNING BODIES OF WIPO AND THE UNIONS ADMINISTERED BY WIPO

**Thirty-First Series of Meetings
Geneva, September 22 to October 1, 1997**

**ELECTION OF THE MEMBERS OF THE EXECUTIVE COMMITTEES OF
THE PARIS AND BERNE UNIONS AND
OF THE WIPO COORDINATION COMMITTEE**

Note by the Director General

Introduction

1. 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, 1997) ordinary sessions of the Governing Bodies. New members of each of those Committees must therefore be elected during the present sessions of the Governing Bodies. Those new members will serve until the close of the next ordinary sessions of the Governing Bodies, which will be held in September 1999.
2. The present document deals with the composition of the Committees that are to be elected and the decisions that the corresponding organs are invited to take in order to elect the new members of the Committees.

I. Executive Committee of the Paris Union

3. Present Composition. The Executive Committee of the Paris Union comprises, at present, 35 members, consisting of 33 ordinary members,¹ one *ex officio* member² and one associate member.³ The names of the present members are underlined in List No. 1 and List No. 2 in the Annex to this document.

4. 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.⁴ There being 34 such members, the number of elected ordinary members eligible for re-election is 23.⁵

5. New Composition. The Executive Committee of the Paris Union to serve from the close of the present sessions of the Governing Bodies to the close of the next ordinary sessions of the Governing Bodies should have 36 members, consisting of:

(i) 34⁶ elected ordinary members, to be elected by the Assembly of the Paris Union; out of the present 33 elected members, 23 may and 10 may not be re-elected;

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

(iii) one associate member, to be elected by the Conference of Representatives of the Paris Union.⁷ (There is no restriction on re-election applicable to associate members.)

6. *Accordingly,*

(i) the Assembly of the Paris Union is invited to elect, from among its members, 34 States to the Executive Committee of the Paris Union, in the capacity of ordinary members; these 34 States must not include more than 23 States which, at present,

¹ 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 Procedures of the Assembly of the Paris Union (document AB/XXIV/INF/2)).

² 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).

³ Elected by the Conference of Representatives of the Paris Union (see Rule 5(1) of the Rules of Procedure of the Conference of Representatives of the Paris Union (document AB/XXIV/INF/2)).

⁴ See Article 14(5)(b) of the Paris Convention.

⁵ $34 \times \frac{2}{3} = 22.66$, which, by convention, is rounded to the nearest whole number.

⁶ Thirty-four 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 139 members of the Assembly, whose names are set out in List No. 1 in the Annex.

⁷ The names of the members of the Conference of Representatives of the Paris Union are contained in List No. 2 in the Annex.

are ordinary members of that Committee, and

(ii) the Conference of Representatives of the Paris Union is invited to elect, from among its members, one State to the Executive Committee of the Paris Union in the capacity of associate member.

II. Executive Committee of the Berne Union

7. Present Composition. The Executive Committee of the Berne Union comprises, at present, 30 members, consisting of 28 ordinary members,⁸ one *ex officio* member⁹ and one associate member.¹⁰ The names of the present members are underlined in List No. 3 and List No. 4 in the Annex to this document.

8. 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.¹¹ There being 29 such members, the number of elected ordinary members eligible for re-election is 19.¹²

9. New Composition. The Executive Committee of the Berne Union to serve from the close of the present sessions of the Governing Bodies to the close of the next ordinary sessions of the Governing Bodies should have 31 members, consisting of:

- (i) 30 elected ordinary members,¹³ to be elected by the Assembly of the Berne Union;
- (ii) one *ex officio* member (Switzerland).¹⁴

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 Elected by the Conference of Representatives of the Berne Union (see Rule 5(1) of the Rules of Procedure of the Conference of Representatives of the Berne Union (document AB/XXIV/INF/2)).

¹¹ See Article 23(5)(b) of the Berne Convention.

¹² $29 \times 2/3 = 19.33$, which, by convention, is rounded to the nearest whole number.

¹³ Thirty 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 122 members of the Assembly, whose names are set out in List No. 3 in the Annex.

¹⁴ Since the Conference of Representatives of the Berne Union has now only three members (Lebanon, Madagascar and New Zealand), no associate member can be elected to the Executive Committee of the Berne Union (see Rule 5(1)(a) and (c) of the Rules of Procedure of the Conference of Representatives of the Berne Union (document AB/XXIV/INF/2)).

10. Accordingly, the Assembly of the Berne Union is invited to elect, from among its members, 30 States to the Executive Committee of the Berne Union; These States must not include more than 19 States which, at present, are members of that Committee.

III. WIPO Coordination Committee

11. 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;¹⁵

(ii) Switzerland, as the State on whose territory the Organization has its headquarters;¹⁶

(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 Conference¹⁷ and which serve as *ad hoc* members of the WIPO Coordination Committee;

(iv) 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.¹⁸

12. New Composition. It follows that the WIPO Coordination Committee to serve from the close of the present sessions of the Governing Bodies to the close of the next ordinary sessions of the Governing Bodies should have 70 members, consisting of

(i) the 34 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 5(i), above);

(ii) the 30 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 9(i), above);

(iii) Switzerland;

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

¹⁶ See Article 11(9)(a) of the WIPO Convention.

¹⁷ See Article 8(1)(c) of the WIPO Convention.

¹⁸ See Rule 2(3) of the Rules of Procedure of the WIPO Coordination Committee (document AB/XXV/INF/2).

(iv) the associate member of the Executive Committee of the Paris Union to be elected by the Conference of Representatives of the Paris Union in the present sessions (see paragraph 5(iii), above); and

(v) four *ad hoc* members to be designated by the WIPO Conference in the present sessions.¹⁹

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

[Annex follows]

¹⁹ There are 16 States members of the WIPO Conference that are not members of any of the Unions. Their names are set out in List No. 5 in the Annex. The number of *ad hoc* members of the WIPO Coordination Committee to be designated by the WIPO Conference is thus four (16x1/4=4).

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) (139)¹

Albania															<u>El Salvador</u>	-	-	-	-	-	-	-	-	-	-	-	-	95	
Algeria	-	73	-	79	81	83	85	87	89	91	-	-		Equatorial															
<u>Argentina</u>	70	-	-	-	81	83	85	87	89	-	-	95	Guinea																
Armenia													Estonia																
<u>Australia</u>	70	73	-	79	-	-	85	87	89	91	93	95	Finland	-	-	-	79	-	-	-	-	-	89	-	-	-			
<u>Austria</u>	-	-	-	-	81	83	85	-	89	-	93	95	France	70	73	76	79	-	-	-	87	89	-	-	-				
Azerbaijan													Gabon																
Bahamas													Gambia																
Bahrain													Georgia																
Bangladesh													<u>Germany</u>	70	-	76	79	81	83	85	87	-	91	-	95				
Barbados													<u>Ghana</u>	-	-	76	-	81	-	-	-	-	89	91	-	95			
Belarus													Greece																
Belgium	-	-	-	-	-	-	-	-	-	-	93	-	Guinea																
Benin													Guinea-																
Bolivia													Bissau																
Bosnia and													Guyana																
Herzegovina													Haiti	-	-	-	79	-	-	-	-	-	-	-	-	-	-	-	
Brazil	70	73	76	79	81	83	85	87	89	91	93	-	Holy See																
Bulgaria	-	-	-	79	-	-	85	-	-	91	-	-	Honduras																
<u>Burkina Faso</u>	-	-	-	-	-	-	-	-	-	-	-	95	Hungary	70	-	-	-	81	-	-	-	87	89	91	-	-			
Burundi													Iceland																
<u>Cameroon</u>	70	73	-	-	-	-	-	-	-	-	-	95	<u>Indonesia</u>	-	-	-	-	-	-	85	87	89	-	93	95				
Canada													Iraq	-	-	76	-	-	-	-	-	-	-	-	-	-	-	-	
Central													Ireland	-	-	76	-	-	-	-	-	-	-	-	-	-	-	-	
African													Israel																
Republic	-	-	76	-	-	-	-	-	-	-	-	93	-	<u>Italy</u>	-	-	-	79	81	-	85	-	-	-	93	95			
Chad													<u>Japan</u>	70	73	76	79	81	83	85	87	89	91	93	95				
<u>Chile</u>	-	-	-	-	-	-	-	-	-	-	91	93	95	Jordan															
<u>China</u>	-	-	-	-	-	-	85	87	89	91	93	95	<u>Kazakstan</u>	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Colombia													Kenya	70	73	-	-	81	-	-	-	87	89	91	-	-			
Congo	-	-	-	-	-	83	-	-	-	-	-	-	Kyrgyzstan																
Costa Rica													Latvia																
<u>Côte d'Ivoire</u>	-	-	-	79	-	83	-	-	-	-	-	95	Lebanon	-	-	-	-	81	83	-	-	-	-	-	-	-	-	-	
Croatia													Lesotho																
<u>Cuba</u>	-	-	76	79	81	-	85	87	89	91	93	95	Liberia																
Cyprus													Libya	-	-	76	-	-	-	-	-	-	-	-	-	-	-	-	
<u>Czech</u>													Liechtenstein																
<u>Republic</u>	-	-	-	-	-	-	-	-	-	-	-	93	95	Lithuania															
Democratic													Luxembourg																
People's													Madagascar																
Republic													Malawi	-	-	-	-	-	-	-	-	-	-	-	-	93	-		
of Korea	-	-	-	-	-	-	-	-	-	-	89	91	93	-	Malaysia														
Democratic													Mali																
Republic of													Malta																
the Congo	-	-	-	-	-	-	85	-	-	-	-	-	Mauritania																
<u>Denmark</u>	-	-	-	-	-	-	85	-	-	-	-	95	Mauritius																
<u>Egypt</u>	-	73	-	79	81	83	85	87	89	91	-	95	<u>Mexico</u>	-	73	-	-	-	-	-	-	87	-	-	-	-	-	95	

¹

The year date shows the year in which the State was first 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 (34) are underlined.

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Saint Kitts and Nevis											Trinidad and Tobago													
Saint Lucia											<u>Tunisia</u>	70	-	76	79	81	83	85	-	-	-	95		
Saint Vincent and the Grenadines											Turkey													
Senegal	-	73	-	-	81	83	85	87	-	-	<u>United Kingdom</u>	70	73	-	79	-	83	85	87	-	-	95		
Slovakia											United Republic of Tanzania													
Slovenia											<u>United States of America</u>													
South Africa											<u>Uruguay</u>							-	87	-	91	-		
<u>Spain</u>	70	73	76	79	-	-	-	-	-	-	<u>Venezuela</u>							-	85	87	89	91	93	95
Sri Lanka	-	-	76	79	81	-	-	-	-	-	Yugoslavia	-	-	73	-	-	-	-	-	-	-	-	-	-
Suriname											<u>Zambia</u>													
<u>Sweden</u>	-	-	-	-	-	-	85	87	89	-	-	95												
[<u>Switzerland</u> ⁵]											Zimbabwe													
<u>Thailand</u>	-	-	-	-	-	-	-	-	-	-	-	-												
The former Yugoslav Republic of Macedonia																								
Togo																								

List No. 4

States Members of the Conference of Representatives of the Berne Union) (3)⁶

Lebanon	-	-	-	-	-	-	-	-	91	-	93	-
<u>Madagascar</u>	-	-	-	-	-	-	-	-	-	-	-	95
New Zealand												

⁵ Switzerland is an *ex officio* member of the Executive Committee.

⁶ The year date shows the year in which the State was first 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 name of the present associate member (1) is underlined. (No associate member may be elected in the present sessions.)

List No. 5

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) (16)⁷

Andorra												
Angola	-	-	-	-	-	-	85	-	89	-	93	95
Bhutan												
Brunei												
Darussalam	-	-	-	-	-	-	-	-	-	-	-	95
Cambodia												
Eritrea												
Laos												
Mozambique												
Nepal												
Oman												
Papua New												
Guinea												
Qatar	-	-	-	-	-	81	-	-	-	-	-	-
Samoa												
Saudi Arabia	-	-	-	-	-	-	85	87	-	-	-	-
Somalia												-
Yemen	-	-	-	-	-	-	-	-	89	-	-	-

[End of Annex and of document]

⁷ The year date shows 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. The ad hoc members elected at the 1995 sessions of the Governing Bodies are: Angola, Brunei Darussalam, Guatemala and Panama.