

WIPO



WO/GA/36/1

ORIGINAL: English

DATE: June 30, 2008

WORLD INTELLECTUAL PROPERTY ORGANIZATION
GENEVA

WIPO GENERAL ASSEMBLY

Thirty-Sixth (18th Extraordinary) Session Geneva, September 22 to 30, 2008

APPOINTMENT OF THE NEW DIRECTOR GENERAL

Memorandum by the Chair of the WIPO Coordination Committee

1. According to Article 6(2)(i) of the WIPO Convention, the General Assembly appoints the Director General “upon nomination by the Coordination Committee.”
2. According to Article 9(3) of the same Convention, the Director General “shall be appointed for a fixed term, which shall be not less than six years. He shall be eligible for reappointment for fixed terms. The periods of the initial appointment and possible subsequent appointments, as well as all other conditions of the appointment, shall be fixed by the General Assembly.”
3. In its session held on May 13, 2008, the Coordination Committee nominated Mr. Francis Gurry as the candidate for appointment to the post of Director General of WIPO (document WO/CC/58/4, paragraph 82). The curriculum vitae of the nominee, Mr. Francis Gurry, is annexed to the present document.

4. In accordance with Article 9(3) of the WIPO Convention, it is proposed that Mr. Gurry be appointed for a period of six years, namely from October 1, 2008, to September 30, 2014.

5. For the purposes of fixing the conditions of the appointment, it is proposed that a Working Group be established to recommend the conditions and a draft contract to the General Assembly. The Working Group would report back to the General Assembly before September 26, 2008.

6. *The General Assembly of WIPO is invited to:*

(i) *appoint Mr. Francis Gurry as Director General for the period from October 1, 2008 to September 30, 2014; and*

(ii) *after receipt of the Report of the Working Group, fix the conditions of the appointment as indicated in paragraph 5.*

[Annex follows]

ANNEX

Curriculum vitae of Dr. Francis Gurry

Date of Birth: May 17, 1951
Nationality: Australian
Family: Married, three children

ACADEMIC QUALIFICATIONS

1980 **Doctor of Philosophy (Ph.D)**
University of Cambridge, United Kingdom

Yorke Prize, Faculty of Law, University of Cambridge

1976 – 1979 **Research Student**
Faculty of Law, University of Cambridge
(Tapp studentship, Gonville and Caius College, 1978-1979)

1976 **Master of Laws (LL.M)**
University of Melbourne, Australia

1975 **Admitted Barrister and Solicitor**
Supreme Court of Victoria, Australia

1974 **Bachelor of Laws (LL.B)**
University of Melbourne, Australia

PROFESSIONAL EXPERIENCE

1985 to present World Intellectual Property Organization (WIPO), Geneva, Switzerland:

Deputy Director General (2003 to present)

Responsible for: the Patent Cooperation Treaty (PCT); patent law and policy and International Patent Classification (IPC); WIPO Standards: WIPO statistics; the WIPO Arbitration and Mediation Center; Traditional Knowledge, Traditional Cultural Expressions, Genetic Resources and Life Sciences

Assistant Director General and Legal Counsel (1999 - 2003)

Legal Counsel's Office; also responsible for: the WIPO Arbitration and Mediation Center; electronic commerce; and from 2002, the Patent Cooperation Treaty (PCT), patent law and policy and the International Patent Classification (IPC); Traditional Knowledge, Traditional Cultural Expressions, Genetic Resources and Life Sciences

Legal Counsel (1997 – 1999)

Legal Counsel's Office; also responsible for the WIPO Arbitration and Mediation Center; electronic commerce

Office of Deputy Director General (1993 – 1997)

Director, WIPO Arbitration and Mediation Center; Acting Legal Counsel (1996-1997)

Office of the Director General (1990 – 1993)

Special Assistant to the Director General (1991-1993) and Director-Counsellor

Head, Industrial Property Law Section (1988 – 1990)

Industrial Property Division

Consultant and Senior Program Officer (1985 – 1988)

Development Cooperation and External Relations Bureau for Asia and the Pacific

1984

Attorney-at-Law

Freehills, Sydney

(1982 – 1983)

Visiting Professor of Law

University of Dijon (France)

1979 – 1984

Senior Lecturer in Law

University of Melbourne

1974 – 1976

Articled Clerk, then Attorney-at-Law

Arthur Robinson & Company, Melbourne

HONORARY POSITIONS

2001 to present

Professorial Fellow, Faculty of Law, University of Melbourne, Australia

1996 – 2004

Vice-President, International Federation of Commercial Arbitration Institutions

1996 – 1999

Member of the Governing Board, International School of Geneva

MEMBER OF ADVISORY BOARDS

Centre for Intellectual Property and Information Law, Faculty of Law, University of Cambridge

Intellectual Property Research Institute of Australia, Faculty of Law, University of Melbourne

Indian Journal of Intellectual Property

International Review of Industrial Property and Copyright Law (IIC) (Munich, Germany)

SCRIPT-ed – A Journal of Law, Technology & Society (Edinburgh, United Kingdom)

LANGUAGES

English (mother-tongue), French (fluent)

PUBLICATIONS

Books

International Intellectual Property in an Integrated World Economy (2007) (with Frederick Abbot and Thomas Cottier), Aspen publishers, pp ix-xxix, 1 – 683

International Intellectual Property System: Commentary and Materials (1999) (with Frederick Abbot and Thomas Cottier), Kluwer, pp i-xxxii, 1 – 2026

Breach of Confidence (1984), Oxford University Press, Clarendon, pp i-xxvii, 1 – 487

Chapters in Books

Foreword, David Lindsay, *International Domain Name Law: ICANN and the UDRP*, (Hart, Oxford, 2007)

Préface, Valérie-Anne Giscard d'Estaing, *Inventions*, (Edition 2007) (Michel Lafon)

Foreword, *Intellectual Property Management in Health and Agricultural Innovation* (eds. A. Krattinger et al) (MIHR and PIPR) (2007)

“The Uniform Domain Name Dispute Resolution Policy” (2002) *XXVII Yearbook Commercial Arbitration* 299-304

Foreword, *Martindale – Hubbell International Arbitration and Dispute Resolution Directory* (1999) (Martindale – Hubbell, East Grinstead, U.K.)

“WIPO Arbitration Center” in American Intellectual Property Law Association, *ADR Guide* (1994)

“Arbitrability of Intellectual Property Disputes” in Swiss Arbitration Association, *Objective Arbitrability, Antitrust Disputes, Intellectual Property Disputes* (ASA Special Series N/6, 1994)

“Institutional Aspects” in Peter Robinson, Karl P. Sauvart and Vishwas P. Govitrikar *Electronic Highways for World Trade – Issues in Telecommunication and Data Services* (Westview Press, 1989)

“Liability Issues Affecting Non-Contracting Parties” in OECD *Transborder Data Flows* (North Holland, 1985)

“Confidentiality” in P. D. Finn (Ed.) *Essays in Equity*, (Law Book Company, Sydney, 1985)

Articles

“The Cambrian Explosion” (2007) 38 *International Review of Intellectual Property and Competition Law* 255 – 258

“Globalization, Intellectual Property and Development” *Proceedings of the American Society of International Law* 2005

“The Growing Complexity of International Policy in Intellectual Property” (2005) 11 (1) *Science and Engineering Ethics* 13 – 20

“The Dispute Resolution Services of the World Intellectual Property Organization” (1999) *Journal of International Economic Law* 385 – 398

“The Evolution of Technology and Markets and the Management of Intellectual Property Rights” in Frederick Abbott et David Gerber (eds.) *Public Policy and Global Technology Integration* (Kluwer, 1997)

“IP Licensing Disputes: When Courts are not the Answer” (1995) *IP Worldwide* 13 – 14

“Arbitrage et propriété intellectuelle” in Institut de recherche en propriété intellectuelle *Arbitrage et propriété intellectuelle* (Libraires Techniques, 1994)

“Introduction” to 1994 Annual Volume (Volume 5) of the *American Review Of International Arbitration* 1 – 5

“New Television Services – Opportunities for Diversification” (1982) 10 *Australian Business Law Review* 157 – 173

“The Implementation of Policy through Executive Action” (1977) 11 *Melbourne University Law Review* 189 – 222

“The Role of the Permanent Establishment in Double Taxation Agreements” (1976) 5 *Australian Tax Review* 12-26

“Aspects of the Law of Contract in Takeover Offers” (1976) 50 *Australian Law Journal* 167 – 174