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WORLD INTELLECTUAL
PROPERTY ORGANIZATION

WIPO REGIONAL MEETING OF HEADS OF INTELLECTUAL PROPERTY OFFICES OF THE CARIBBEAN COUNTRIES

organized by
the World Intellectual Property Organization (WIPO)
in cooperation with
the Government of Saint Lucia

Castries, October 10 and 11, 2000

REPORT ON WIPO'S COOPERATION FOR DEVELOPMENT PROGRAM ON
INTELLECTUAL PROPERTY FOR THE CARIBBEAN COUNTRIES
(AUGUST 1997 TO SEPTEMBER 2000)

Document prepared by the International Bureau of WIPO

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I. INTRODUCTION

1. The First and Second WIPO Ministerial-Level Meetings on Intellectual Property for Caribbean Countries organized by the World Intellectual Property Organization (WIPO) took place in July, 1997, in Port-of-Spain, Trinidad and Tobago, and in June 1999, in Montego Bay, Jamaica, respectively. Those high level meetings called for increased cooperation between WIPO and the Caribbean Countries, at regional and national levels, to modernize the intellectual property systems of these Countries.
2. The meetings arrived to the conclusion that such cooperation should cover the following fields: (a) updating of national legislation in accordance with the obligations of the TRIPS Agreement, and harmonization where appropriate and facilitating accession to international treaties administered by WIPO; (b) strengthening of intellectual property administrations, including the simplification of procedures for the granting of patents and registration of trademarks and the automation of intellectual property offices and increased use of new information technologies, taking into account existing national information technology strategies; (c) enforcement of intellectual property rights, including the organization of symposia for judges and training for Government officials in charge of intellectual property, and customs and police officials; (d) promoting the increased use of the intellectual property system by local creators and innovators; (e) collaborating with educational institutions in the region in promoting innovation and the teaching of intellectual property law and disciplines for introduction into the curricula at those institutions and also by distance learning methods; (f) establishment of a regional system for collective management of copyright and related rights, with special regard to the development of capacity building of national societies and copyright offices and the establishment of those where they do not exist, taking into account organization, automation, human resource development, information, dissemination and public education; (g) facilitating the work of the Regional Committee on electronic commerce and intellectual property established during the Second Ministerial-Level Meeting.
3. The conclusions of the Caribbean Ministerial-Level Meetings of 1997 and 1999 have guided the work of the Cooperation for Development Bureau for Latin America and the Caribbean which has been providing increased technical assistance to the countries of the region in the context of the implementation of the WIPO Program and Budget for the 1998–1999 and 2000–2001 biennia.
4. This Report updates the information concerning the WIPO Cooperation for Development Program for the Caribbean region, covering the period since August 1997 up to September 2000, and places the activities under this program in light of the WIPO Program and Budget for the 2000–2001 biennium approved by the WIPO General Assemblies in September 1999.

II. THE WIPO PROGRAM OF COOPERATION FOR DEVELOPMENT

A. Cooperation with Developing Countries

5. The WIPO Cooperation for Development Program continues to support and further enhance the national intellectual property capacities of developing countries throughout the world. Activities in the Latin American and Caribbean region are coordinated through the WIPO Cooperation for Development Regional Bureau for Latin American and Caribbean. Other WIPO Departments, Divisions and Units within the Cooperation for Development Sector also participate in the implementation of the cooperation for development program, including the Cooperation for Development (Intellectual Property Law) Department, the WIPO Worldwide Academy (WWA) and Division of Human Resources Development, the Infrastructure and Innovation Promotion Division, the Copyright Collective Management Division and the Least-Developed Countries (LDCs) Unit.

B. Strategy

6. The WIPO strategy in implementing the cooperation for development program has been and remains flexible. In the period in question, August 1997 to September 2000, it has tried to respond to the specific national needs guided both by WIPO's policy in consolidating intellectual property dimensions as diverse as law and information technology and by the recommendations formulated at the First and Second Ministerial-Level Meetings in order to assist in the development of a Caribbean Intellectual Property System.

7. Programming missions were undertaken to the region to identify specific needs, taking into account cultural and socio-economic indicators and specific commercial, investment and trade interests of each country. Consultations with government authorities were undertaken with a view to defining long-term goals and cost-effective activities for the creation of indigenous capacities to meet current and future challenges in the intellectual property field, at the national and regional levels.

C. Objectives, Activities and Results

8. The objectives pursued, the activities undertaken and the results achieved during the period under review, in both the industrial property and copyright fields, included the following:

- the strengthening of national policy and legal frameworks of Caribbean countries, through advisory services on law modernization, including legal drafting to incorporate compliance with TRIPS obligations into national legislation;
- the contribution to capacity- and institution-building, by the formulation of cooperation programs, in coordination with national authorities, and the implementation of structured Nationally-Focused Action Plans (NFAPs) to improve the administration and use of intellectual property to serve identified national interests in the context of the emerging global economy;

- the strengthening of the functioning of the intellectual property systems through activities in the area of enforcement of IPRs;
- promoting increased cooperation among Member States and with relevant inter-governmental organizations (IGOs), including the Organization of Eastern Caribbean States (OECS) and the Caribbean Community (CARICOM), and non-governmental organizations (NGOs), especially in the area of collective management of copyright and related rights;
- the development of human resources through the participation of Caribbean officials in training courses, seminars, workshops and other training activities organized in the framework of the WIPO Worldwide Academy and by the Regional Bureau, as well as through policy-level consultations and learning conferences on global and emerging issues for development managers;
- information meetings and consultations for policy-level government officials, negotiators and senior enterprise managers on topical issues, including electronic commerce and intellectual property;
- the development of a Regional System for Collective Management of Copyright and Related Rights with special emphasis on the development of capacity building of national societies and copyright offices and the establishment of those where they did not exist, taking into account organization, automation, human resource development, information, dissemination and public education needs.

III. MODERNIZATION OF THE INTELLECTUAL PROPERTY SYSTEMS OF CARIBBEAN COUNTRIES

A. Membership of Caribbean Countries in International Treaties in the Intellectual Property Field (see Annex A)

9. Since the Second WIPO Ministerial Level Meeting on Intellectual Property for Caribbean Countries (Montego Bay, June 1999), Antigua and Barbuda, Belize, the Commonwealth of Dominica, Jamaica and Saint Lucia have acceded to one or more treaties administered by WIPO. Thus, today, the following Caribbean countries are parties to such treaties:

- WIPO Convention: Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago (14 countries)
- Paris Convention for the Protection of Industrial Property: Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago (14 countries)

- Berne Convention for the Protection of Literary and Artistic Works: Antigua and Barbuda, The Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago (14 countries)
 - Patent Cooperation Treaty (PCT): Antigua and Barbuda, Barbados, Belize, Dominica, Grenada, Saint Lucia, Trinidad and Tobago (7 countries)
 - Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations: Barbados, Dominica, Jamaica, Saint Lucia (4 countries)
 - Geneva Convention for the Protection of Producers of Phonograms against Unauthorized Duplication of their Phonograms: Barbados, Jamaica, Trinidad and Tobago (3 countries)
 - Convention Relating to the Distribution of Programme-Carrying Signals Transmitted by Satellite: Jamaica, Trinidad and Tobago (2 countries)
 - Nairobi Treaty on the Protection of the Olympic Symbol: Barbados, Jamaica (2 countries)
 - Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks: Antigua and Barbuda (one country)
 - Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedures: Trinidad and Tobago (one country)
 - Hague Agreement Concerning the International Deposit of Industrial Designs: Suriname (one country)
 - Lisbon Agreement for the Protection of Appellations of Origin and their International Registration: Haiti (one country)
 - Trademark Law Treaty: Trinidad and Tobago (one country)
 - Treaties establishing international classifications, namely the Strasbourg Agreement Concerning the International Patent Classification (Suriname, Trinidad and Tobago); the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks (Barbados, Dominica, Suriname, Trinidad and Tobago); the Vienna Agreement Establishing an International Classification of the Figurative Elements of Marks (Trinidad and Tobago); the Locarno Agreement Establishing an International Classification for Industrial Designs (Trinidad and Tobago)
10. Saint Lucia has deposited an instrument of accession to the WIPO Copyright Treaty (WCT) and the WIPO Performances and Phonograms Treaty (WPPT), which have not yet entered into force.

11. In addition, the following Caribbean countries are party to the World Trade Organization and thus are bound by the provisions of the TRIPS Agreement. These are: Antigua and Barbuda, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago (13 countries).

12. Trinidad and Tobago is a member of the International Union for the Protection of New Varieties of Plants (UPOV).

B. The WIPO Cooperation with Caribbean Countries at the National Level

a. Advice on Legislation

13. During the period under review, WIPO has provided advice (see Annex B), to 12 individual Caribbean countries to modernize their intellectual property legislation (notably Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Grenada, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Suriname and Trinidad and Tobago).

b. Institution Building of Intellectual Property Administration, Enforcement, and Training of Human Resources

14. The assistance provided to Caribbean countries to strengthen the Intellectual Property administrations and capacity to enforce intellectual property rights, is summarized below.

ANTIGUA AND BARBUDA

- WIPO donated computer equipment for the office of the Registrar (1997)
- Government officials were invited to participate in the following events:
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Workshop on Collective Management of Copyright for the OECS Countries. Saint Lucia (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)

- Provided information to the Attorney General's Chambers concerning the adherence of its Government to the WIPO Convention and other WIPO-administered treaties, with particular reference to the Convention Establishing the World Intellectual Property Organization; the Paris Convention for the Protection of Industrial Property; the Berne Convention for the Protection of Literary and Artistic Works; the Madrid Agreement Concerning the International Registration of marks, and Protocol relating to the Madrid Agreement Concerning the International Registration of Marks; and the Patent Cooperation Treaty (PCT) (May 1999)
- WIPO Fact Finding Missions to the Intellectual Property Offices of the Member States of the Organization of Eastern Caribbean States (OECS) (1999)
- WIPO Sub-Regional Meeting on Intellectual Property for Member States of the Organization of Eastern Caribbean (OECS) (2000)
- WIPO provided information (sent copies with explanatory notes) on the WIPO Model Provisions concerning the Protection Against Acts of Unfair Competition (2000)
- WIPO provided information concerning the Draft Act on Copyright and Related Rights (sent a diskette containing the draft with explanatory notes (2000)
- WIPO provided the draft legislation for implementing the Madrid Protocol (2000)
- WIPO provided information concerning the Draft Industrial Property Act, with commentary on its main provisions (sent a diskette) (2000)
- Two officials from the Registry of the High Court and the Ministry of Justice and Legal Affairs participated in a study program related to the procedures under the Madrid Protocol (2000)

BAHAMAS

- WIPO provided legal advice on the Draft Copyright Act, with particular reference to the Berne Convention (1998)
- Government officials were invited to participate in the following events:
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Regional Workshop on the Role of Intellectual Property in Promoting Commercialization of Public Sector and University Research Results, Brasilia, Brazil (1999)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- WIPO provided information (sent documents) regarding the World Intellectual Property Organization (WIPO) Regional Consultations on Electronic Commerce and Intellectual Property (1999)

BARBADOS

- WIPO provided free of charge patent documentation on CD-ROM (ESPACE WORLD 1996) – WIPO identified computer equipment to be purchased for the Corporate Affairs and Intellectual Property Office (CAIPO) (1997)
- WIPO provided legal advice on the following national draft laws:
 - Geographical Indications Bill
 - Protection against Unfair Competition Bill
 - Trademarks Amendment Bill (which includes comments on the Trademark Act 1985) (1998)
- WIPO provided publications of International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification) 1996 (Seventh Edition) and 1994 (Sixth Edition) (1998)
- WIPO organized a mission to Barbados to discuss further WIPO cooperation activities in the field of intellectual property (1998)
- A draft Nationally Focused Action Plan (NFAP) to further modernize the intellectual property system of Barbados was prepared and reviewed by WIPO in cooperation with the Corporate Affairs and Intellectual Property Office (CAIPO) of Barbados (1998)
- WIPO in cooperation with the University of the West Indies held a Workshop on Intellectual Property for the University of the West Indies at the Cave Hill Campus, UWI, with the participation of four (4) foreign lecturers and a WIPO official (1998)
- WIPO organized an expert mission and training by an European Patent Office (EPO) Consultant on procedures in the field of patents (1998)
- WIPO organized an expert mission and training by a Consultant from the United Kingdom on procedures in the field of trademarks (1998)
- WIPO provided, free of charge, a set of International Patent Classification (IPC) volumes to CAIPO (1998)
- The Government of Barbados organized with WIPO Seminar on National Capacity Building of Intellectual Property Offices for Caribbean Countries and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (1998)
- Visit by WIPO officials providing legal advice on national Patent legislation (1998)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- WIPO Expert Mission on WIPO Feasibility Study on an Anti-Piracy Security Device for Sound Recordings (1998)
- Provided training opportunities for officials from Barbados (1998)
- WIPO Mission on the Nice and Vienna Classifications (April 1999)

- The Government of Barbados through the Ministry of International Trade and Business, hosted the WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. (1999)
- Government officials were invited to participate in the following events:
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - Standing Committee on the Law of Patents, Geneva (1999)
 - Ordinary Session on the PCT Union Assembly, Geneva (1999)
 - PCT Committee for Administrative and Legal Matters, Geneva (1999)
 - Diplomatic Conference for the Adoption of the Patent Law Treaty, Geneva (2000)
- Government Officials participated in the following training seminars:
 - Interregional Introductory Seminar on Copyright and Related Rights, Geneva (1999)
 - Training Course on Copyright and Related Rights, London (1999)
 - WIPO Regional Meeting on Electronic Commerce and Intellectual Property (2000)
 - Training Seminar on “Patents, a Source of Information: Introduction to Industrial Property, Vienna (2000)
- UPOV Mission to Barbados on Plant Varieties legislation (1999)
- WIPO donated computer equipment for use at the Corporate Affairs and Intellectual Property Office (2000)
- WIPO donated computer equipment for use at the Copyright Society of Composers, Authors and Publishers (COSCAP), Barbados, in line with the regional approach to collective management of copyright in the Caribbean (2000)
- WIPO organized a National Seminar on the Patent Cooperation Treaty (PCT) in Bridgetown (2000)
- WIPO provided information (hardcopies and CD-Roms) on international applications under the Patent Cooperation Treaty (PCT) (2000)

BELIZE

- WIPO in cooperation with the Government of Belize organized the WIPO National Seminar on Intellectual Property. The Seminar was held in order to ensure the proper dissemination of intellectual property information within the country. The targeted audience included representatives from industry and culture sectors in Belize (1999)

- Government officials were invited to participate in the following events:
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries, Bridgetown, May 3 to 5, 1999
 - WIPO – CARICOM Seminar on Intellectual Property, Roseau, (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
- WIPO National Seminar on the Patent Cooperation Treaty (July 2000)
- WIPO National Seminar on the Implications of the TRIPS Agreement (February 2000)
- WIPO provided legal advice on the following national laws: Copyright Bill and Patent Bill (2000)
- One WIPO programming mission (February 2000)
- Study visit (PCT) to Geneva for two officials (August 2000)

DOMINICA

- UPOV assistance in the drafting of the Protection of New Varieties of Plants Bill, 1998
- At the request of the Government, WIPO submitted draft laws on Geographical Indications, Integrated Circuits, Trademark and Copyright Law. The International Bureau also provided comments on national draft Patent and Trademark Laws. The International Union for the Protection of New Varieties of Plants (UPOV) Model Law (842(E)) was also sent to the Government of Dominica (1998)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- Government officials were invited to participate in the following events:
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Workshop on Collective Management of Copyright for the OECS Countries. Saint Lucia (1999)
 - A WIPO – CARICOM Workshop on Intellectual Property, Roseau, April 14 and 15, 1999.

- WIPO Round Table on Collective Management of Copyright and Related Rights for Caribbean Countries, Montego Bay (1999)
- Thirty-Fourth Series of Meetings of the Assemblies of the Member States of WIPO (1999)
- Thirty-Fifth Series of Meetings of the Assemblies of the Member States of WIPO (2000)
- Governments officials were invited to receive the following training:
 - One-week training on PCT procedures for two staff members, Geneva (1999)
 - WIPO Training Course on Trade and Service Marks for the Caribbean Countries (1999)
- The Government of the Commonwealth of Dominica deposited Instruments of Accession to the following WIPO administered treaties; the Paris Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the Berne Convention for the Protection of Literary and Artistic Works, and The Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations, April 22, 1999
- The Government of Dominica hosted the WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
- WIPO Fact Finding Missions to the Intellectual Property Offices of the Member States of the Organization of Eastern Caribbean States (OCES) (1999)
- WIPO Programming Mission was undertaken by a WIPO Official in February, 1999, to meet with and establish personal contact with the Government officials of Dominica who have portfolios dealing with Intellectual Property, as well as with Non Governmental Organizations, lawyers, artists, inventors, academics, and the press. Topics of discussions focused on the following points: WIPO's technical assistance program on the implementation of a Nationally Focused Action Plan (NFAP) for Dominica; the identification and rendering of relevant information on WIPO's Program and Budget for the biennium 1998-1999 and recognition of areas of cooperation; the review of Dominica's status of updating Intellectual Property legislation within the framework of the TRIPS Agreement and complying with its obligations by the year 2000 and discussed how WIPO may further assist; underscored the role of the Latin America and Caribbean Bureau in both Industrial Property and Copyright and Related rights issues; and informed itself (WIPO) of the ongoing effort of the region in developing an Intellectual Property culture
- WIPO provided information on WIPO's Model Provisions on Protection Against Unfair Competition (1999)
- Sent publications regarding WIPO administered treaties and other related information (2000)
- Dominica hosted the WIPO Sub-Regional Meeting on Intellectual Property for Member States of the Organization of Eastern Caribbean States (OECS) in Roseau (2000)

GRENADA

- WIPO provided legal advice and submitted draft laws on Industrial Property and Copyright Laws (1998)
- WIPO Mission to Grenada to discuss WIPO cooperation activities in the field of intellectual property (1998)
- Approved and initiated implementation of Grenada's Nationally-Focussed Action Plan for the Modernization and Strengthening of the Registry of the Supreme Court in Saint George's (1998)
- The Government of Grenada acceded to the following International WIPO administered Treaties; the WIPO Convention; the Paris Convention; the Berne Convention and the Patent Cooperation Treaty (PCT) (1998)
- Participation of a Government official in a WIPO Training Program (1998)
- Government officials were invited to participate in the following events:
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Workshop on Collective Management of Copyright for the OECS Countries, Saint Lucia (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - Thirty Fourth Session of the Assemblies of the Member States of WIPO, Geneva (1999)
 - Twenty-Eighth Session of the Patent Cooperation Treaty (PCT) Union Assembly, Geneva (2000)
 - WIPO Sub-Regional Meeting on Intellectual Property for Member States of the Organization of Eastern Caribbean States (OECS) (2000)
- Government officials took part in the following training:
 - WIPO Copyright and Related Rights Course in Geneva and Stockholm (1999)
 - Visit to the Headquarters of WIPO, Geneva (August 1999)
 - Regional Training Course on Trade and Service Marks for Caribbean Countries, Bridgetown (1999)
- WIPO Fact Finding Missions to the Intellectual Property Offices of the Member States of the Organization of Eastern Caribbean States (OECS) (1999)
- WIPO Mission to assist in the drafting of industrial property legislation (2000)

GUYANA

- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1997)
- WIPO expert Mission on the automation of the Deeds Registry (1997)
- WIPO purchased free of charge computer equipment (1998)
- Government officials were invited to participate in the following events:
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998), (see Part III)
 - WIPO-CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (May 1999)
 - WIPO Training Course on Trade and Service Marks for the Caribbean Countries, Bridgetown, Barbados, from October 28 to November 5, 1999
 - WIPO Round Table on Collective Management of Copyright and Related Rights for Caribbean Countries, Montego Bay, from June 7 to 9, 2000
 - WIPO Regional Meeting on E-Commerce, Jamaica (May 2000)
- WIPO expert Mission on the automation of Deeds Registry (2000)

HAITI

- WIPO expert missions on the automation of the Industrial Property Office (1997 and 1998)
- Purchased, free of charge, computer equipment (1998)
- Expert Mission by Consultant from the National Industrial Property Office (INPI) (FIT/France) on the International Classification of Marks – Nice agreement and Vienna Agreement (1997)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- Participation of a Government official in a WIPO Training Program (1998)
- Government officials were invited to participate in the following events:
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)

- First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
- Two WIPO programming missions (February and March, 2000)
- WIPO National Seminar on Intellectual Property organized in cooperation with the Government. The purpose of the seminar was to provide information on them main provisions in the field of industrial property and copyright included in the TRIPS Agreement. Special attention was given to collective management of Copyright (November, 1999)
- WIPO mission to advise on the establishment of an author's collective management society (September, 1999)
- WIPO National Seminar on Intellectual Property organized in cooperation with the Government (September, 2000)
- Approved and initiated the implementation of the NFAP for the modernization of the Intellectual Property System of Haiti (2000)
- WIPO provided the following Draft Laws: Copyright and Related Rights and Industrial Property

JAMAICA

- UPOV provided the following documentation concerning the International Convention for the Protection of New Varieties of Plants; an information sheet on UPOV; a copy of the 1991 Act of the UPOV Convention; the UPOV Model Law on Plant Variety Protection; a copy of a legal text adapted to Caribbean Common Law Systems. It is based upon the Law of a Caribbean State with such amendments that are necessary to bring it into conformity with the 1991 Act of the IPOV Convention
- WIPO Mission to Jamaica to discuss WIPO cooperation activities in the field of intellectual property (1998)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1997)
- WIPO Expert Mission on WIPO Feasibility Study on an Anti-Piracy Security Device for Sound Recordings (1998)
- Participation of Government official in WIPO Training Program (1998)
- WIPO expert Mission on the automation of the Office of the Registrar of Companies (1997 and 1998)
- WIPO expert mission and training by a Consultant from the United Kingdom on procedures in the field of trademarks (1998)

- WIPO in cooperation with the faculty of the University of the West Indies held a Workshop on Intellectual Property for the University of the West Indies at the Mona Campus, UWI, with the participation of four (4) foreign lecturers and a WIPO official (1998)
- WIPO, in cooperation with the Ministry of Commerce and Technology, held a National Seminar on Intellectual Property (1998)
- WIPO in cooperation with the Ministry of Commerce and Technology and the Jamaica Justice Training Institute held a National Symposium for the Judiciary (1998)
- Government officials were invited to participate in the following events:
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - WIPO International Conference on Intellectual Property, Trade, Technological Innovation and competitiveness, held in Rio de Janeiro in June 2000
- Provided training opportunities for officials from Jamaica (1998)
- WIPO in cooperation with the University of Technology of Jamaica and the Ministry of Industry, Commerce and Technology organized a National Seminar on Innovation Promotion (May 2000). The Seminar was attended by 80 local participants. Lectures were delivered by speakers from Canada, United States, WIPO and three Jamaican speakers.
- Jamaica hosted the meeting of the Regional Committee on E-Commerce and Intellectual Property in February 2000 and the WIPO Regional Meeting on E-Commerce and Intellectual Property for Development for Caribbean Countries in May 2000.
- The Ministry of Industry, Commerce and Technology in cooperation with WIPO and other institutions organized the National Intellectual Property Week from May 15 to 19, 2000. In the context of the week several meetings, seminars and workshops were organized, namely (a) the Regional Meeting on E-Commerce and Intellectual Property, (b) a seminar on Copyright and Related Rights, (c) a workshop on the Legal Protection of Trademarks, (d) a seminar on Innovation Promotion and the First CARICOM Meeting on the Working Group on Intellectual Property.
- Two WIPO expert missions on anti-piracy security device programs (May and October, 2000)
- A WIPO expert mission on the modernization of the Intellectual Property System (December 1999)

- Two study visit to the Canadian Intellectual Property Office on Trademarks Procedures (July 2000)
- Two study visit to the UK Patent and Trademark Office on the patent and trademark operations of the Office (July 2000)

SAINT KITTS AND NEVIS

- Provided Draft Acts on the Protection of Patents, Industrial Designs and Marks; the Protection of geographical indications; and Protection of Layout-Designs (Topographies) of Integrated Circuits, and a draft Law on the Protection of Copyright and Related Rights. Each draft Act was accompanied with a commentary on its main provisions. Also provided were copies of the WIPO Model Provisions on Protection against Unfair competition (with Explanatory Notes) which contain provisions on the protection of undisclosed information
- Legislative advice provided on both Industrial Property and Copyright Laws (1999)
- WIPO Programming Mission was undertaken by a WIPO Official in February, 1999, to meet with and establish personal contact with the Government officials of Saint Kitts and Nevis who have portfolios dealing with Intellectual Property. Topics of discussions focused on the following points: WIPO's technical assistance program on the implementation of a Nationally Focused Action Plan (NFAP) for Saint Kitts and Nevis; the identification and rendering of relevant information on WIPO's Program and Budget for the biennium 1998-1999 and recognition of areas of cooperation the review of Saint Kitts and Nevis' status of updating Intellectual Property legislation within the framework of the TRIPS Agreement and complying with its obligations by the year 2000 and discussed how WIPO may further assist; underscored the role of the Latin America and Caribbean Bureau in both Industrial Property and Copyright and Related rights issues; and informed itself (WIPO) of the ongoing effort of the region in developing an Intellectual Property culture
- WIPO Fact Finding Missions to the Intellectual Property Offices of the Member States of the Organization of Eastern Caribbean States (OECS) (1999)
- Government officials were invited to participate in the following events:
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998), (see Part III)
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Workshop on Collective Management of Copyright for the OECS Countries, Saint Lucia (1999)
 - Regional Training Course on Trade and Service Marks for Caribbean Countries, Bridgetown (1999)

- Round Table on Collective Management of Copyright and Related Rights for Caribbean Countries, Montego Bay (1999)
- Interregional Introductory Seminar on Copyright and Related Rights, Geneva (1999)
- Training Course on Copyright and Related Rights, Helsinki (1999)
- WIPO Regional Seminar on the Patent Cooperation Treaty, Port of Spain (2000)
- WIPO/CEIPI Course on the Legal, Administrative and Economic Aspects of Intellectual Property, Strasbourg (2000)

SAINT LUCIA

- Provision of computer equipment (1997)
- Draft Law submitted by WIPO on Copyright Regulations. Comments were also provided for on the draft Copyright law (1998)
- WIPO Mission to Saint Lucia to discuss WIPO co-operation activities in the field of intellectual property (1998)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- The Government of Saint Lucia hosted the WIPO Workshop on Collective Management of Copyright for the OECS Countries. Saint Lucia (1999)
- Draft Law submitted by WIPO on Copyright (1999)
- WIPO Fact Finding Missions to the Intellectual Property Offices of the Member States of the Organization of Eastern Caribbean States (OECS) (1999)
- WIPO provided information on WIPO administered Treaties and sent other information products (2000)
- Government officials were invited to participate in the following events:
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Sub-Regional Meeting on Intellectual Property for Member States of the Organization of Eastern Caribbean States (OECS), Roseau, Dominica (2000)
- Government Officials were invited to participate in the following training:
 - Regional Training Course on Trade and Service Marks for Caribbean Countries, Bridgetown (1999)
 - Interregional Introductory Seminar on Industrial Property, Geneva (1999)
 - Training Course on the Legal, Administrative and Economic Aspects of Intellectual Property, Strasbourg (1999)

- Practical Training, Prague (1999)
- Regional Committee on Collective Management of Copyright and Related Rights
- Regional Committee on Electronic Commerce and Intellectual Property (1999)
- Training Course on Copyright and Related Rights, and study visit to Finnish Author's Societies, Helsinki (1999)
- Interregional Introductory Seminar on Copyright and Related Rights, Geneva (1999)
- Training Course on Copyright and Related Rights, London (1999)

SAINT VINCENT AND THE GRENADINES

- Government officials were invited to participate in the following events:
 - WIPO – CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Workshop on Collective Management of Copyright for the OECS Countries. Saint Lucia (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- WIPO Fact Finding Mission to the Intellectual Property Offices of the Member States of the Organization of Eastern Caribbean States (OECS) (1999)

SURINAME

- WIPO official to Suriname to discuss WIPO co-operation activities (1997)
- Participation of Government official in WIPO Training Program (1998)
- Government officials were invited to participate in the following events:
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - Round Table on Collective Management of Copyright and Related Rights for Caribbean Countries, Montego Bay, from June 7 to 9, 1999
 - WIPO Training Course on Trade and Service Marks for the Caribbean Countries, Bridgetown, Barbados, from October 28 to November 5, 1999
 - WIPO Interregional Introductory Seminar on Copyright and Related Rights, Geneva, from October 27 to 29, 1999 and Training Course on Copyright and Related Rights, London, United Kingdom, from November 1 to 12, 1999

- The fourth session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT), Geneva, from November 8 to 12, 1999
 - WIPO Regional Seminar on the Patent Cooperation Treaty (PCT) for Caribbean Countries, Port of Spain, Trinidad and Tobago, from January 17 to 19, 2000
 - WIPO/USPTO Academy of Enforcement of Intellectual Property, Washington D.C., from May 22 to 26, 2000
 - The fifth session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT), Geneva, from September 11 to 15, 2000
- Draft Laws submitted by WIPO on Industrial Property Law (1999)
 - WIPO expert Mission on Collective Management (1999), Paul Berry
 - WIPO identified computer equipment and software to be purchased (2000)
 - WIPO National Seminar on Intellectual Property (January 2000), organized by WIPO in cooperation with the Ministry of Legal Affairs, 150 local participants in attendance, 2 WIPO staff and one speaker from Trinidad and Tobago
 - WIPO expert Mission on the automation (July 2000)

TRINIDAD AND TOBAGO

- WIPO Mission on Organizational Structure of the Intellectual Property Office of Trinidad and Tobago, conducted by two (2) WIPO officials (April 1999)
- WIPO Mission on the Nice and Vienna Classifications (April 1999)
- WIPO Mission on the Organization of a Copyright Unit within the Intellectual Property Office of Trinidad and Tobago (May 1999)
- WIPO Expert Mission on Patent Examination (June 1999)
- WIPO Expert Mission on the WIPO Feasibility Study on a Regional System of Collective Management of Copyright in the Caribbean (1998)
- WIPO expert Mission on WIPO Feasibility Study on an Anti-Piracy Security Device for Sound Recordings (1998)
- Participation of Government officials in WIPO Training Programs (1997, 1998 and 1999)
- WIPO expert Missions on the automation of the Industrial Property Office (1997 and 1998)
- WIPO in cooperation with the University of the West Indies held a Workshop on Intellectual Property for the University of the West Indies at the Saint Augustine Campus, UWI, with the participation of four (4) WIPO experts and a WIPO official (1998)

- WIPO organized in Port of Spain and Scarborough, in cooperation with the Ministry of Legal Affairs and the Intellectual Property Office of Trinidad and Tobago, the WIPO Seminar on Copyright and Neighboring Rights. The Seminar was attended by 250 participants. Lectures were delivered by six speakers: one from the World Customs Organization, one from France, one from the United Kingdom, one local speaker and two WIPO officials
- WIPO in cooperation with the Ministry of Legal Affairs and the Intellectual Property Office of Trinidad and Tobago organized the WIPO Symposium for the Judiciary (1998)
- The Government of Trinidad and Tobago, through the Ministry of Legal Affairs is host to the First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago: (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
- Government officials were invited to participate in the following events:
 - WIPO–CARICOM Seminar on Intellectual Property. Dominica (1999)
 - WIPO Regional Symposium on Global Information Networks and Intellectual Property Information Services for Caribbean Countries. Barbados (1999)
 - WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
 - First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998)
 - One Government Official participated in the Diplomatic Conference on PLT (May, 2000)
- Trinidad and Tobago hosted the WIPO Regional Symposium for Latin America and Caribbean Countries on the WIPO Copyright Treaty (WCT) and the WIPO Performances and Phonograms Treaty (WPPT). Three Caribbean Countries were invited: Barbados, Jamaica, and Saint Lucia (1999)
- WIPO expert mission on the establishment of a Copyright Enforcement Unit within the Intellectual Property Office (March, 2000)
- WIPO expert mission on TRIPS legislation review (June, 2000)
- Study visits for two officials to the Canadian Intellectual Property Office on automation and PCT procedures within a national receiving office (April, 2000)
- Study visit for one official to WIPO Headquarters for practical training on Vienna Classification (April, 2000)
- Trinidad and Tobago hosted the WIPO Regional Seminar on PCT for Caribbean Countries (January 17 to 19, 2000)

IV. COOPERATION ON INTELLECTUAL PROPERTY AT THE REGIONAL LEVEL

A. Regional System on Collective Management of Copyright and Related Rights

15. The WIPO Roundtable on Collective Management of Copyright and Related Rights and the Second WIPO Ministerial Level Meeting achieved a broad consensus on the impending reconfiguration of existing arrangements for collective management of rights in the Caribbean Region and on the feasibility of a Regional approach for collective management of rights in the Caribbean.

16. The Caribbean Regional Committee on Collective Management comprising representatives from Jamaica, The Bahamas, Haiti, Saint Lucia, Barbados Suriname and Trinidad and Tobago was set up at the same time to work with WIPO on the implementation of a project for the creation of such a system.

17. Following the recommendations contained in the feasibility study on such a system, undertaken by WIPO in liaison with Governments of the region, a Business Plan for the project was prepared by WIPO. Three separate meetings were organized and financed by WIPO, in Port of Spain in October and December 1999, and in Nassau in May 2000, with the Regional Committee to discuss, revise and make decisions with respect to project components and implementation strategy developed in the plan.

18. The basic design of the collective management infrastructure set out in the feasibility study approved by the Ministers and reflected in the Business Plan remains the same. A special WIPO financed program of assistance (the "Regionally Focused Action Plan (RFAP)") for the collective management of Copyright and Related Rights was launched in early 2000 with a view to establishing such a Regional System. Accordingly:

- new National societies were established as legal entities in Saint Lucia, Barbados and Jamaica;
- WIPO has equipped each of the societies and the Copyright Organization of Trinidad and Tobago (COTT) with computer hardware and commercial office and networking software required to link the National Offices to a regional centre;
- a Caribbean Regional Centre, the "Caribbean Copyright Link" has been established as a legal entity in Trinidad and Tobago in line with decisions made by the Caribbean Regional Committee;
- WIPO and SGAE concluded an agreement whereby SGAE will provide collective management software (SGS/LAR) and staff training in its operation and for broader documentation matters. The software modules will allow existing and future national societies and the Regional Centre to build national and regional works and member databases and carry out documentation, mechanical licensing and royalty distribution operations for copyright works, nationally and internationally, via the Internet, using the latest standards developed by CISAC. SGAE will install and maintain the system and software out of Madrid under a service agreement during the first one or two years of operation. This approach will allow for faster and easier maintenance at lower cost and

risk for the project and transactions to be carried out on-line rather than in batch. Caribbean societies and the Regional Centre remain in full control of all rights management operations and will have the technical means to manage rights collectively at a level equal or superior to any society anywhere.

19. Funding has been secured by WIPO within the Regionally Focused Action Plan (RFAP) for the Collective Management of Copyright and Related Rights in the Caribbean, for the purchase of system hardware for the Regional Centre and for a special training program to be organized in Madrid at SGAE by the end of year 2000 – beginning of 2001 to permit a rapid and efficient use of the software modules of the system.

20. User Manuals for SGS and LAR modules have been written and are being translated and the program screens adapted for English language use.

21. The implementation schedule calls for the remaining hardware to be purchased, installed and made operational for documentation and licensing functions by the end of November and for royalty distribution operations by the end of December. The training program can begin in December but is expected to take place after the holiday season.

22. The implementation path for phase 2 of the project calls for up to six new societies to be brought into the system including, as a priority, a society in the Bahamas. Membership, licensing and royalty collection initiatives, launched by the new national societies this year, will continue. These will require government support. Training programs in licensing and royalty distribution operations, accounting and business management are in the discussion stage. Extensions to existing SGS documentation and mechanical licensing modules are expected to be examined to incorporate functions for the management of related rights.

B. WIPO Feasibility Study on an Anti-Piracy Security Device for Sound Recordings

23. Upon request by the Governments of Trinidad and Tobago, Jamaica and Barbados, WIPO undertook a fact-finding mission to the above mentioned countries to carry out a Feasibility Study on the possibility of implementing and utilizing overt security devices on all sound recordings (vinyl, cassettes and CDs) as an anti-piracy measure. Initiated in August, 1998, with the preparation of a Background paper, the second phase consisted of a fact-finding mission, in conjunction with a consultant which WIPO engaged specifically for this project, to Jamaica, Barbados and Trinidad and Tobago, from October 11 to 24, 1998. The third phase consisted in the preparation and distribution of the Final Report to the relevant Government agencies, local industry and the private sector. The fact-finding mission involved meetings where general and technical presentations were made on the Banderole device (a security device placed on sound carriers) as the possible anti-piracy security device to be used in those countries, including the experiences of countries in other regions (in particular Africa), which had implemented such a program. Presentations were also held on the various ancillary benefits and advantages inherent in a Banderole program. The implementation of the recommendations contained in the feasibility study for the establishment of anti-piracy security device programs and the creation of enforcement units within the existing copyright offices of Barbados, Jamaica and Trinidad and Tobago, continued in 1999 and will continue in 2000 and 2001.

C. WIPO Fact-Finding Mission (FFM) on Traditional Knowledge, Innovations and Practices of Indigenous and Local Communities: (May 18 to June 11, 1999).

24. WIPO Program and Budget for the 1998 – 1999 biennium established a new set of activities aimed at responding to new challenges to the intellectual property system, including technological change, integration of global economic, cultural, trading and information systems, and emerging notions of the universal character of intellectual property rights. One set of activities aimed on the traditional knowledge, innovations and practices of indigenous and local communities, to be conducted in various regions of the world. The objective of the FFMs is to identify and explore the intellectual property needs, rights and expectations of holders of traditional knowledge and innovations, in order to promote the contribution of the intellectual property system to their social, cultural and economic development. The FFM to the Caribbean region included the following countries: Guyana, Jamaica, and Trinidad and Tobago.

25. The provision of training to holders of traditional knowledge on the Intellectual Property System was a key need identified during the 1998-1999 biennium through the fact finding missions. In 2000-2001 the International Bureau will organize practical workshops to be addressed to relevant government ministries including agriculture, environment, health, justice and trade; the intellectual property office; holders of traditional knowledge or their representatives; intellectual property practitioners and Non-Governmental Organizations active in this field.

D. Regional Consultations on Electronic Commerce and Intellectual Property

26. WIPO Regional Consultation on Electronic Commerce and Intellectual Property for Caribbean Countries: (Montego Bay, Jamaica, June 8 and 9, 1999). The event aimed at generating greater awareness of the ways in which electronic commerce is affecting intellectual property and to assist the countries to formulate a timely and swift response on these important issues. Participants from the public and private sectors of Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, and Trinidad and Tobago, attended this event.

27. Meeting of the WIPO Regional Committee on Electronic Commerce and Intellectual Property for Caribbean Countries (Kingston, Jamaica, February 8-9, 2000). The meeting was organized by WIPO in cooperation with the Ministry of Commerce and Technology of Jamaica. Delegates attending were from the following Caribbean countries: Barbados, Jamaica, St. Kitts and Nevis, Suriname, Trinidad and Tobago. Presentations and discussions covered various dimensions of the issues involving electronic commerce and intellectual property, including the WIPO Copyright Treaties, domain names, trademarks and related disputes, licensing, enforcement and piracy concerns and jurisdictional aspects. The purpose of the meeting was for the Delegates to develop, on the basis of the Committee's discussions, a series of recommendations for their respective ministers that would outline the next steps, following recommendations that were made and presented to the Ministers following the previous Meeting of the Committee in June 1999.

28. WIPO Regional Meeting on Electronic Commerce and Intellectual Property for Development for Caribbean Countries (Kingston, Jamaica, May 15 to 17, 2000). The Meeting was organized in cooperation with the Ministry of Commerce and Technology of Jamaica. It was attended by over 60 participants from Bahamas, Barbados, Belize, Guyana, Haiti, Jamaica, St. Kitts and Nevis, Saint Lucia, Suriname and Trinidad and Tobago. Other participants included representatives of the organization of Eastern Caribbean States, the Caribbean Telecommunications Union, and international participants from ITU and UNCITRAL. Members from the private sector also participated. Presentations and discussions covered the work of WIPO on domain names, trademarks and related dispute resolution, online content and copyright issues, other legal and jurisdictional aspects, and telecommunications.

E. Regional Consultations on Copyright and Related Rights

29. WIPO Regional Round Table on Collective Management of Copyright and Related Rights (Montego Bay, Jamaica, June 7 to 9, 1999). The event discussed and examined the Feasibility Study for the establishment of a Regional System on Collective Management of Copyright and Related Rights prepared by WIPO as mandated at the First Ministerial Level Meeting on Intellectual Property for Caribbean Countries held in Port of Spain, in July 1997. The Round table was attended by representatives of the public and private (national societies) sectors of 13 Caribbean Countries, namely: Antigua and Barbuda, The Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago. A representative from the CARICOM Secretariat, The Performing Rights Society in London and the General Society of Authors and Composers in Madrid also attended in an observer capacity.

30. WIPO Regional Consultations on the Protection of Databases and the Protection of the Rights of Broadcasting Organizations (1999). The Standing Committee on Copyright and Related Rights, during its first session, held in Geneva, from November 2 to 10, 1998, discussed the issue of a specific international protection system for databases. As the copyright protection for databases has already been (*dealt with*) in existing international agreements, in particular the Agreement on Trade –Related Aspects of Intellectual Property Rights in the framework of the WIPO (TRIPS Agreement) and the WIPO Copyright Treaty, the debate in the Standing Committee concentrated on an additional protection for the investment in databases, for which databases would qualify even if they are not qualified for copyright protection. The standing committee also discussed the issue of a new international protection system for the rights of broadcasting organizations. Furthermore, the second session of the Standing Committee recommended that the International Bureau of WIPO organize regional consultations, on both the protection of databases and the protection of the rights of broadcasting organizations. The WIPO Regional Consultation on the Protection of Databases and the Protection of the Rights of Broadcasting Organizations for Latin America and the Caribbean took place in Buenos Aires from June 9 to 11, 1999. A representative from Jamaica and Barbados attended the Consultations.

31. On September 12 and 13, 2000, WIPO organized a Regional Workshop on Copyright and Related Rights in the Information Age, in Montevideo, Uruguay, whose main purpose was to discuss the implementation of the WIPO Copyright Treaty (WCT) and the WIPO Performances and Phonograms Treaty (WPPT) in national law, with the participation of officials from a number of countries in Latin America and the Caribbean. Participants from Barbados and Jamaica attended this Workshop financed by WIPO.

32. Following the recommendation adopted by the Standing Committee on Copyright and Related Rights at its fourth session held on April 2000, and approved by the WIPO General Assembly at its twenty-fifth (11th extraordinary) session, the International Bureau will organize a Regional Consultation Meeting for Countries of Latin America and the Caribbean, in Montego Bay, Jamaica, on November 7 and 8, 2000, preceding the Diplomatic Conference on the Protection of Audiovisual Performances. The meeting is one of six the regional consultation meetings to be organized in different regions of the world. The international Bureau will finance the participation of representatives of nine countries from the Latin American and Caribbean region (Argentina, Brazil, Costa Rica, Ecuador, El Salvador, Mexico, Peru, Saint Lucia and Uruguay). The purpose of the meeting is to discuss, at a regional level, the possible adoption and contents of an international instrument on the protection of audiovisual performances. It is expected that the group of countries consider the Basic Proposal for the Substantive Provisions of the International Instrument for the Diplomatic Conference, prepared by the Chairman of the fourth session of the Standing Committee, and the Basic proposal for Administrative and Final Provisions of the International Instrument, prepared by the International Bureau, containing alternative solutions for a protocol to the WIPO Performances and Phonograms Treaty and for a separate treaty building on the provisions of the WIPO Performances and Phonograms Treaty.

F. Music Industry Project

33. WIPO and the United Nations Conference on Trade and Development (UNCTAD) have committed resources and started the implementation of a joint project in three Caribbean countries, namely, Cuba, Jamaica and Trinidad and Tobago concerning “The Economic Contribution of the Music Sector to the Gross National Product (GNP): Challenges and Opportunities”. One of the main objectives of this project is to analyze the contribution of the music industry to the national economies and particularly, the economic contribution of intellectual property rights (copyright and related rights) to the music industry. The outcomes expected from the project are, *inter alia*: (a) the development of methodological guidelines for analysis of the role of the music sector in participating national economies in which the methods of the project might be applicable; (b) the use of those guidelines to estimate the importance of music-related earnings to the national income(s) and employment in the participating countries; and (c) to carry out preliminary data-based economic analysis to assist in formulating appropriate development policies for improving the economic performance, including the export potential of the music industry in those countries. The project also includes the management and distribution of rights in the music industry, from the creators to the distributors of music products and related services. Intellectual property rights regulation and enforcement are also considered in this project.

G. Regional Seminars, Courses and Meetings

34. WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998). Background: The objective of this meeting was to analyze, discuss and make recommendations concerning the on-going WIPO Cooperation for Development Program for the Caribbean Region and to outline issues to be taken up at the forth-coming Second WIPO Ministerial Level Meeting on Intellectual Property for Caribbean Countries. Countries invited: Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, and Trinidad and Tobago. The Meeting adopted a number of conclusions concerning future developments in the intellectual property field in the Caribbean region (see Report in document WIPO/IPH/CAR/98/4).

35. WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998). Background: The objective of the seminar was to delineate general requirements and responsibilities of a modern and effective Intellectual Property Office, dealing with the basic organizational and administrative responsibilities. It also addressed the important role of Information Technology Systems. Countries invited: Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, and Trinidad and Tobago.

36. First WIPO Training Course on Trademarks for Caribbean Countries in Trinidad and Tobago (Port of Spain, Trinidad and Tobago, November 23 to 27, 1998). Countries invited: Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Suriname, and Trinidad and Tobago. The objective of the Training Course is to enhance the region's administration and organization of a Trademark registry and to impart up-to-date working procedures. Topics included are the International Protection in the Field of Trademarks; Trademarks – its Importance to the Economic Development of the Region; What Constitutes a Trademark; what cannot be registered; the View of the Agent of an Efficient Trademark Registry; and Practical Exercises in the (i) Role of Agent/Attorney in Litigation before the Intellectual Property Office, (ii) the Registrar's discretion – cancellation and removal of marks from the Register on grounds of non-use, and (iii) opposition proceedings.

37. WIPO Workshop on Intellectual Property for the University of the West Indies (October 1998). Background: The Institute of Social and Economic Research (ISER) at the Saint Augustine Campus, UWI (Trinidad and Tobago) expressed an interest in receiving assistance from WIPO on the management of intellectual property at the University. Consultations were also undertaken in Barbados and Jamaica with the Faculty of Law, Cave Hill Campus, UWI, (Barbados) and the Norman Washington Manley Law School (NWM), Mona Campus, UWI, (Jamaica) to develop a postgraduate program on intellectual property. The Workshop was aimed at promoting the management and teaching of intellectual property for the University of the West Indies and was held in three countries: Saint Augustine Campus, Trinidad and Tobago (October 5 and 6, 1998), Cave Hill Campus, Barbados (October 8 and 9, 1998) and Mona Campus, Jamaica (October 12 and 13, 1998).

38. WIPO Regional Symposium on the Global Information Network and Intellectual Property Information Services for Caribbean Countries (Bridgetown, Barbados, May 3 to 5, 1999) Background: Promoting the use of modern information technology in the field of intellectual property and the WIPO Global Information Network (WIPONet) is one of the priorities under the current Program and Budget for 1998-1999, as such specific attention was also given to the WIPO Internet Domain Name Process. Countries invited: Antigua and Barbuda, the Bahamas, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, and Trinidad and Tobago.

39. WIPO Regional Symposium for Latin American and Caribbean Countries on the WIPO Copyright Treaty (WCT) and the WIPO Performances and Phonograms Treaty (WPPT) (Port of Spain, March 16 to 18, 1999) Background: the purpose of the Symposium was to familiarize WIPO Member States with rights and obligations under the new treaties, in particular as compared to the standards of the Berne Convention, and with other specific questions related to their implementation in national legislation, including some issues discussed and solutions found implementing the WCT and the WPPT in the United States of America and in the European Communities. The Symposium also aimed at promoting the ratification by Latin American and the Caribbean countries of the WCT and the WPPT. WIPO invited six (6) foreign speakers and one (1) local speaker. Fifteen participants were invited of which three (3) came from the Caribbean, namely, Barbados, Jamaica and Saint Lucia.

40. WIPO – CARICOM Workshop on Intellectual Property (Roseau, Dominica, April 14 and 15, 1999) Background: the Workshop/Seminar is targeted to all the Directors of Culture from CARICOM Ministries of Culture and other local participants (around 80), and took place right after the tenth (10th) Regional Cultural Committee (RCC) Meeting in Dominica, April 12 and 13, 1999. The RCC is the regional umbrella grouping of the cultural departments of all member CARICOM countries, and is served by the CARICOM Secretariat. It also acts as an advisory body to the CARICOM Heads of State on matters of art and culture. Countries invited: Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, and Trinidad and Tobago.

41. WIPO Workshop on Collective Management of Copyright for the OECS Countries (Castries, Saint Lucia, February 3 to 5, 1999) Background: the Global Intellectual Property Issues Division was conducting a Feasibility Study on the potential establishment of a regional system for the Collective Management of Copyright in the Caribbean region. Preliminary research indicated that the OECS countries would greatly benefit from such a timely Seminar. Countries invited: Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, and Trinidad and Tobago.

42. “WIPO Training Course on Trade and Service Marks for Caribbean Countries” (Bridgetown, Barbados, from October 29 to November 5, 1999 WIPO). This course was organized by WIPO in cooperation with the Ministry of Industry and International Business. The objective of the course was to provide specialized training in the field of trademarks, one special session being dedicated to “Famous and Well-known Marks” and Geographical Indications. The meeting was attended by government officials responsible for trademark procedures in Caribbean countries as well as local attorneys-at-law. WIPO financed the

participation of a total of 13 Government officials from: Antigua and Barbuda, Bahamas, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago. WIPO also financed the participation of three speakers from Spain, United Kingdom and WIPO.

43. WIPO Regional Training Seminar on PCT for Caribbean Countries, Port of Spain, Trinidad and Tobago, January 17 to 19, 2000. The seminar was jointly organized by WIPO with the Intellectual Property Office of Trinidad and Tobago and was aimed at meeting the demand for information related to the procedures under PCT to spread awareness about the PCT in the Caribbean Region. The seminar was attended by foreign participants coming from Antigua and Barbuda, The Bahamas, Barbados, Belize, Dominica, Grenada, Saint Kitts and Nevis, Saint Lucia, Suriname and 100 local participants from Trinidad and Tobago. WIPO financed the participation of three speakers coming from Brazil, India and the United States and six WIPO officials.

44. WIPO Sub-Regional Meeting on Intellectual Property for Member States of the Organization of Eastern Caribbean States (OECS), Roseau, Dominica, August 8 and 9, 2000 (see below).

H. Cooperation with Regional Organizations

Caribbean Community (CARICOM)

- A CARICOM official was invited to participate in the WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998)
- A CARICOM Official was nominated to participate in the WWA Academy - Policy-level Training Program catered to policy makers (Geneva - 1999)
- A WIPO Official made a presentation on WIPO Copyright Treaties at the CARICOM's First Meeting of the Working Group on Intellectual Property held in Kingston, Jamaica in May 2000.
- A WIPO Consultant based in London made a presentation on anti-piracy measures and security device programs at the CARICOM's Second Meeting of the Working Group on Intellectual Property held in Castries, Saint Lucia in October 2000.

Organization of Eastern Caribbean States (OECS)

- Mission to the OECS Secretariat in Castries, Saint Lucia to discuss WIPO cooperation activities in the field of intellectual property (1998)

- Fact-Finding Missions to the Intellectual Property Offices of Member States of the Organization of Eastern Caribbean States (OECS). WIPO received a request from the Secretariat of the OECS and its member States, to assist them in the development and strengthening of their Intellectual Property systems, and in ensuring compliance with their obligations under the TRIPS Agreement. In response to this request, WIPO engaged the services of Ambassador Trevor Spencer, Information, Technology and Intellectual Property Consultant (Trinidad and Tobago) and Mr. Alec Sugden, Intellectual Property Expert (United Kingdom) to undertake fact-finding missions to the Intellectual Property Offices of Antigua and Barbuda, Dominica, Grenada, Saint Kitts and Nevis, Saint Lucia and Saint Vincent and the Grenadines. The missions took place between the end of July and the end of August, 1999. The objective was to identify elements for consideration, as well as to lend support and provide detailed recommendations in the establishment of a comprehensive sub-regional program for the implementation of intellectual property activities in areas such as advice on legislation, information on treaties, strengthening of Intellectual Property offices, training and enforcement for review by the Heads of Intellectual Property Offices of the OECS Member States. At the end of the missions individual reports were presented by each Consultant and WIPO forwarded those reports to the OECS Member States.
- WIPO Sub-regional Meeting on Intellectual Property for Member States of the Organization of Eastern Caribbean States (OECS). This meeting took place in Roseau, Commonwealth of Dominica on August 8 and 9, 2000. The meeting was organized by WIPO in cooperation with the Government of the Commonwealth of Dominica and the OECS Secretariat. The meeting was attended by the Honourable Attorneys General of the Commonwealth of Dominica, Grenada and Saint Lucia and by the Solicitor General of Antigua and Barbuda. Other participants included two OECS Officials, WIPO staff and consultants. The purpose of the meeting was to discuss the submitted fact-finding mission reports and recommendations by WIPO Consultants Mr. Alec Sugden from the United Kingdom and Ambassador Trevor Spencer from Trinidad and Tobago. A number of recommendations were adopted at the end of the meeting, calling *inter alia* for WIPO and the OECS to develop a training package on intellectual property for the OECS Member States; to continue to support Member States in reforming and harmonizing their IP legislation, as well as in the automation of their IP Offices. Member States also engaged to harmonize their intellectual property national procedures and classification systems and where practicable, fees, and to work towards the establishment of an Intellectual Property Virtual Private Network within the WIPONET. In order to achieve these goals, the Member States agreed to establish an Intellectual Property Working Group made up of representatives of Member States, within the framework of the OECS, to which WIPO and the OECS Secretariat would give the necessary legal advice and technical support. A cooperation agreement would be concluded between WIPO and the OECS to implement the recommendations of the meeting.
- An OECS official was invited to participate in the WIPO Seminar on National Capacity Building of Intellectual Property Office of Caribbean Countries (Bridgetown, Barbados, November 18, 1998) and the WIPO Meeting of Heads of Intellectual Property Offices of Caribbean Countries (Bridgetown, Barbados, November 19 and 20, 1998), (see Part III.A)

- A OECS Official was nominated to participate in the WWA Academy - Policy-level Training Program catered to policy makers (Geneva - 1999)

The University of the West Indies (UWI)

- WIPO financed the participation of the Dean of the Faculty of Law, Cave Hill Campus, University of the West Indies in the Annual Meeting of the International Association for the Advancement of Training and Research in Intellectual Property (ATRIP) held in Mexico City in August (1998)
- WIPO organized together with the University of the West Indies a WIPO Workshop on Intellectual Property held in Saint Augustine Campus (Trinidad and Tobago), Cave Hill Campus (Barbados), and Mona Campus (Jamaica) on October 5 to 13, 1998
- In August and September 2000, WIPO held consultations with the Pro-Vice Chancellor (Research), St. Augustine Campus, University of the West-Indies, with a view to organize a WIPO Roving Seminar on Innovation Promotion and Intellectual Property in the first quarter of 2001.
- In addition, WIPO will organize in October 2000, an expert mission to the Faculty of Law, Cave Hill Campus, University of the West-Indies, in order to discuss ways and means for a closer cooperation between WIPO and the University of the West-Indies in the field of innovation promotion and teaching of intellectual property law.

V. THE DEVELOPMENT OF HUMAN RESOURCES UNDER THE WIPO WORLDWIDE ACADEMY AND HUMAN RESOURCES DIVISION

45. Under the WIPO Worldwide Academy, activities of cooperation were also devoted to the development of human resources. They included the participation of officials from Caribbean countries in the following:

- WIPO Academy on Intellectual Property (1997)
- WIPO/CIPO Training Program on the Management of Trade Mark Operations and Information Services, Ottawa (1999)
- WWA Academy - Policy-level Training Program catered to policy makers, Geneva, (1999)
- WIPO Academy Program on Enforcement of Intellectual Property Rights Washington, (1998)
- Study Visit to the Canadian Intellectual Property Office (1997, 1999 and 2000)
- WIPO Interregional Introductory Seminar on Industrial Property (1998, 1999 and 2000)
- WIPO Introductory Seminar on Copyright and Neighboring Rights (1998 and 2000)
- Training Course on Copyright and Related Rights, London (1999)
- Training Seminar on "Patents, a Source of Information, Vienna (2000)
- WIPO Training Course on Copyright and Related Rights in Geneva and Stockholm (1999)
- Training Course on Copyright and Related Rights, Helsinki (1999)

- WIPO/CEIPI Course on the Legal, Administrative and Economic Aspects on Intellectual Property, Strasbourg (2000)
- Practical training in the IP Offices in Prague and Hull (1999 and 2000)
- WIPO/EPO Training Course on Patent Information and Search, Geneva and The Hague (2000)
- WIPO/UNITAR Academy Session on Intellectual Property, New York (1999)
- Academy English Session for Diplomats, Geneva (1999)
- Academy French Session for Diplomats, Geneva (1999)
- Academy on Enforcement, Washington (2000)
- Academy for countries of the Asia and the Pacific Region, Geneva (2000)
- WIPO/Norway Training Course on the Administration of Trademarks, Oslo (2000)

[Annexes follows]

ANNEX A

CURRENT MEMBERSHIP OF CARIBBEAN COUNTRIES IN WIPO
AND THE WIPO ADMINISTERED TREATIES (as if October 1, 2000)

COUNTRY	WIPO	Paris	Berne	Madrid Indic.	Olympic Symbols (Nairobi)	TLT	Rome	Phono (Gva)	Satellite (Brussels)	PCT	Budapest	Madrid Marks (& Protocol)	Lisbon	Hague	IPC	Nice	Vienna Classific.	Locarno	WCT WPPT
ANTIGUA & BARBUDA	W	P	B							PCT		MM							
BAHAMAS	W	P	B																
BARBADOS	W	P	B		OS		RO	PH		PCT						N			
BELIZE	W	P	B							PCT									
DOMINICA	W	P	B				RO			PCT						N			
GRENADA	W	P	B							PCT									
GUYANA	W	P	B																
HAITI	W	P	B										LI						
JAMAICA	W	P	B		OS		RO	PH	S										
SAINT KITTS & NEVIS	W	P	B																
SAINT LUCIA	W	P	B				RO			PCT									WCT WPPT
ST. VINCENT & the GRENADINES	W	P	B																
SURINAME	W	P	B										H	IPC	N				
TRINIDAD & TOBAGO	W	P	B			TLT		PH	S	PCT	BU				IPC	N	VI	LO	

ANNEX B

ASSISTANCE ON LEGISLATION

	Draft laws submitted	Comments submitted	Legislative advice provided
1997		Barbados (IP 4 texts) + (CNR)	Caribbean Countries (IP)
		Trinidad and Tobago (IP 2 texts) + (CNR)	Saint Lucia (IP)
1998	Bahamas (CNR)	Bahamas (CNR)	Barbados (IP)
	Barbados (CNR)	Barbados (IP)	Dominica (IP) x 2
	Dominica (IP) 4 texts	Dominica (IP) 2 texts	Saint Kitts and Nevis (IP)
	Grenada (IP) + (CNR)	Haiti (CNR)	Trinidad and Tobago (IP)
	Saint Lucia (CNR)	Saint Lucia (CNR)	
1999	Suriname (IP)	Barbados (IP 2 texts)	Jamaica (IP)
	Jamaica (IP 3 texts)	Suriname (CNR)	Suriname (IP) + (CNR)
	Saint Kitts and Nevis (IP 3 texts) + (CNR)		
2000	Antigua and Barbuda (IP) + (CNR)	Bahamas (CNR)	Barbados (IP)
	Belize (IP) + (CNR)	Barbados (IP)	Dominica (IP 2 texts)
	Haiti (IP) + (CNR)	Dominica (IP 2 texts)	Saint Kitts and Nevis (IP)
	Suriname (CNR)	Haiti (CNR)	Trinidad and Tobago (IP)
		Saint Lucia (CNR)	

[End of Annexes and of document]