

Committee on Development and Intellectual Property (CDIP)

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DIRECTOR GENERAL'S REPORT ON IMPLEMENTATION OF THE DEVELOPMENT AGENDA

Prepared by the Secretariat

1. The present document is the second report by the Director General on the implementation of the Development Agenda covering the period from January to December 2010. It is recalled that in keeping with his commitment, the Director General presented his first report on this subject to the Committee on Development and Intellectual Property (CDIP) at its fifth session held from April 26 to 30, 2010.
2. This report is structured in three parts: Part I provides an overview of the mainstreaming of the Development Agenda; Part II provides a summary of the Development Agenda Projects and; Part III provides the Outlook for the Future. In addition, Annex I to the document provides an overview of the status of Implementation of recommendations and Annex II provides an overview of the main achievements of the 19 Development Agenda projects that are currently under implementation.

PART I: MAINSTREAMING THE WIPO DEVELOPMENT AGENDA

Development Agenda Mainstreaming into WIPO's Program Activities

3. The Program and Budget 2010/11 provides the structural foundation for the integration of the Development Agenda in the work of the Organization. The approach of establishing linkages between the Development Agenda recommendations and the various substantive programs of the Organization which was first introduced in the Revised Program and Budget 2009, was further refined to respond to the evolving trends in the Organization's activities and delivery of services as proposed for the 2010/11 biennium. These linkages, on the one hand, continue to provide guidance as regards the principles and requirements of the Development Agenda and, on the other hand, ensure that the Member States and the Secretariat are able to monitor and evaluate the progress in the implementation of the Development Agenda.
4. The Medium Term Strategic Plan (MTSP) of WIPO establishes a pervasive focus on development and seeks to incorporate the 45 Development Agenda recommendations and the principles contained in them in WIPO's work conducted under the nine Strategic Goals. This focus ensures the long term sustainability of the Development Agenda implementation as the future biennial Program and Budget proposals will continue to be guided by this strategic direction.
5. As a result of the Development Agenda linkages provided in the Revised Program and Budget 2009, the Program Performance Report (PPR) for the biennium 2008/09 (document A/48/6) contained, for the first time, a section under each Program in which its role and contribution to the implementation of the Development Agenda was reported to Member States. The PPR also contained, as an Annex, a report on the expenditure related to development activities, providing a comparison of actual expenditure with the 2008/2009 revised budget for development activities. While this has been a significant improvement in the assessment of program performance and reporting on the implementation of the Development Agenda, the aim would be to seamlessly integrate the Development Agenda implementation in the Organization's PPR and avoid duplication of efforts while demonstrating clear results.
6. As WIPO continues to deepen the integration and mainstreaming of the Development Agenda in its work, under the Development Agenda Project on "Enhancement of WIPO's Results-Based Management (RBM) Framework to Support the Monitoring and Evaluation of Development Activities" (DA_33_38_41_01), a stock taking exercise to review the appropriateness of the current results framework (Program and Budget 2010/2011) as it relates to development and the mainstreaming of development considerations and Development Agenda projects and recommendations was undertaken. This stock taking exercise has provided useful insights as to the areas where the mainstreaming of the Development Agenda could be further strengthened in the Program and Budget 2012/2013. In addition, a macro-level analysis of the status of RBM within the Organization has been conducted. This review resulted in a number of high level recommendations as regards the organizational planning framework for the biennium 2012/2013.
7. The Assemblies of the Member States of WIPO in October 2009, requested the Secretariat "to undertake a review of the budgetary process applied to projects proposed by the CDIP for the implementation of the Development Agenda recommendations, with a view to submitting the recommendations of such review to the next regular session of the Program and Budget Committee". Accordingly, the Secretariat undertook a review of the past and current practice of financing and implementing Development Agenda projects and activities within the overall context of WIPO's Program and Budget cycle and a

proposal on the “Budgetary Process applied to Projects proposed by the Committee on Development and Intellectual Property (CDIP) for the Implementation of the Development Agenda Recommendations” was adopted by the WIPO Assembly in September 2010. A key consideration in the above-mentioned review by the Secretariat was to ensure that Development Agenda projects and activities were integrated into the Results Based Management (RBM) framework of the Organization in order to facilitate their monitoring and evaluation within the overall context of program performance.

8. A significant achievement during 2010 was the adoption by Member States of the Coordination Mechanisms and Monitoring, Assessing and Reporting modalities. The Mechanism provides additional tools to the CDIP to ensure that development considerations form an integral part of WIPO’s work.
9. The WIPO Academy training programs significantly contribute to the implementation of the recommendations in Cluster A of the Development Agenda by meeting the training needs of the Member States. In, 2010, the Distance Learning courses offered education and training in IP to over 40,000 participants in 2010 with over 75% attendance from developing countries and LDC. As requested by the Member States, in 2010 a project was initiated to introduce the WIPO Development Agenda in the highly attended distance learning (DL) courses. The so called ‘learner-centered-approach’ was developed to give higher visibility to the teaching of IP and development. As a result, specific modules are being developed for the General Course on IP (DL-101), Copyright and Related Rights (DL-201), Trademarks, Geographical Indications and Industrial Designs (DL-302) and Patents (DL-301) making the WIPO Development Agenda an integral part of these courses. The first of these modules will be completed in April 2011.
10. Following discussions on the Roster of Consultant presented to the third session of the CDIP (Document CDIP/3/2), under Recommendation 6, the structure of the Roster of has been revised to take into account the comments made by Member States. It is recalled that the Roster of Consultants now forms part of the “IP Technical Assistance Database project (IP-TAD)” and is available online. This Roster contains information on consultants engaged by the Organization to undertake specific intellectual property (IP) technical assistance activities at the national level. In view of the laws relating to the privacy of information, consent of individual consultants has been sought and the database is being populated as consents are received.
11. Keeping in with the spirit of the Development Agenda recommendations 8, 10, and 11, access to patent information was further enhanced through the indexation of national patent collections that have been included in the Patentscope® platform. National patent collections from Argentina, Morocco, Spain, Colombia, Costa Rica, Guatemala, Panama, Peru and Uruguay were uploaded and indexed in Patentscope. Work also continued on bridging the language barriers for access to patent information included in the PatentScope® platform through the deployment of Cross Lingual Patent Search (CLIR) in PatentScope® covering; German, English, Spanish, French and Japanese. The Chinese, Portuguese and Russian interfaces of PatentScope® have also been developed and are available. Google Translation was integrated to PatentScope® to allow users to easily machine translate descriptions and claims available in text form in PatentScope®.
12. Significant cooperation with other inter-governmental organizations (IGOs), particularly in the UN system, continued during 2010. It is recalled that a number of Development Agenda recommendations, notably recommendations 30, and 42 deal with this matter. WIPO’s cooperation included both supporting the work of other organizations on issues related to IP (for example, implementation of World Health Organizations (WHO’s) Global Strategy and Plan of Action on Public Health, Innovation and Intellectual Property and

providing technical inputs to the United Nations Climate Change Conference (UNFCCC) and Rio plus 20, negotiating processes, the preparatory work for the United Nations Least Developed Countries (UN LDC) IV Conference in Istanbul in May, 2011, and the United Nations General Assembly (UNGA) on WIPO's contribution to accelerating achievement of the Millennium Development Goals (MDGs) as well as exploring collaboration with other Organizations in the implementation of WIPO's programs and activities, particularly in the implementation of the WIPO Development Agenda. To this end in 2010, WIPO entered into cooperation agreements with United Nations Industrial Development Organization (UNIDO), Food and Agricultural Organization (FAO) and European Organization for Nuclear Research (CERN). WIPO also continued to actively participate in meetings regularly organized by various UN agencies and IGOs, namely, World Trade Organization (WTO), World Health Organization (WHO), United Nations Conference on Trade and Development (UNCTAD), United Nations Economic, Science and Cultural Organization (UNESCO), International Telecommunication Union (ITU), Internet Governance Forum (IGF), United Nations Department of Economic and Social Affairs (UNDESA), World Bank (WB), Chief Executive Board (CEB) and High Level Committee Programs (HLCP) in order to ensure better cooperation and benefiting from the complementary expertise of different IGOs. WIPO's work with the WTO has included support for national and regional events, including Regional Workshops on the Least Developed Countries (LDC's) Needs Assessment process and the Global Trade-related Technical Assistance Database (GTAD). WIPO has also engaged in discussions with United Nation Institute for Training and Research (UNITAR) and the ITU with a view to developing a program of collaborative activities. In 2010, WIPO provided contributions to various inter-governmental and UN processes and programs and to request for submissions on a variety of subject matter, for example, from World Summit on the Information Society (WSIS) and the Commission on Science and Technology for Development (CSTD), Economic and Social Council (ECOSOC), WTO, UNCTAD, WB, New Partnership for Africa's Development (NEPAD), Office of the High Commission for Human Rights (HCHR).

13. With respect to the MDGs, WIPO made available on its website information on its activities related to supporting the achievement of the MDGs. In addition to providing a contribution to the UN MDG Summit Outcome Document and a note on WIPO's Visually Impaired Persons (VIP) Initiative for a UN report on realizing the MDGs for persons with disabilities.
14. Civil Society participation has also been enhanced in several of WIPO's meetings (Recommendation 42). In 2010 the Assemblies of the Member States of WIPO decided to grant observer status to 8 International NGOs and to 6 National NGOs. Moreover, representatives from NGOs have increasingly been invited to participate in a wide range of WIPO activities, including, in particular, activities relating to the WIPO Development Agenda and briefings on WIPO activities. WIPO has also participated actively in meetings organized by other institutions on issues relating to the Development Agenda and welcomes the interest that the issue has raised among a wide range of civil society institutions, including many that have not traditionally participated in WIPO activities.
15. Following a request by Member States, a document (CDIP/5/4) addressing five patent-related flexibilities was submitted at the fifth session of the CDIP held from April 26 to 30, 2010. At that session, Member States requested WIPO to extend that work to include other flexibilities. At the sixth session of the CDIP held from November 22 to 26, 2010, while discussing the "Future Work Program on Flexibilities in the Intellectual Property System" (CDIP/6/10), Member States agreed that the following flexibilities be addressed: transition periods left to WTO Member countries in order to implement the TRIPS Agreement; issues related to the patentability of substances existing in nature; disclosure; substantive examination systems; option for countries to adopt the tool of

the ex-officio IP Office control on license contracts in order to avoid anti-competitive practices (CDIP/5/4 Part II). At the same session, the Committee also requested WIPO to undertake certain information dissemination activities, including establishing a webpage on WIPO website; a database containing flexibilities related resources; and organizing meetings at the regional level in order to identify constraints that developing countries and LDCs might face in the implementation of flexibilities at the national level.

Development Agenda Mainstreaming in the work of other WIPO Bodies

16. The various WIPO bodies continued to follow the principles laid out by recommendations 15, 17, 21, 22 and 44 of the WIPO Development Agenda. The Agendas and issues to be discussed were established by Member States in the previous sessions of each of those bodies or by the General Assembly. Neutrality continued to be the central principle for the Secretariat while facilitating the work of the various committees and working groups, and negotiations amongst Member States.
17. The following paragraphs summarize the ways in which the Development Agenda has been addressed by the various WIPO bodies, inter alia, the norm-setting committees and other committees and working groups.
 - (a) Standing Committee on the Law of Patents (SCP): A number of documents submitted to the 14th and 15th sessions, held from January 25 to 29, 2010, and October 11 to 15, 2010, respectively, as well as the discussions held at those sessions, had direct relevance to the WIPO Development Agenda. In particular, in relation to Recommendation 22, an external experts' study on exclusions from patentable subject matter and exceptions and limitations to the rights (document SCP/15/3), prepared by a group of academic experts, was presented at the 15th session of the SCP. Further, in line with Recommendations 19, 22 and 23, a preliminary study on transfer of technology (document SCP/14/4) was prepared by the Secretariat, and the Committee held substantial discussions on that topic at its 14th and 15th sessions. The Committee agreed that it will continue to work on those topics.
 - (b) Standing Committee on Copyright and Related Rights (SCCR): SCCR continued to hold informal consultations with the participation of experts from all regions to assist in the deliberations of the Committee. During 2010, open-ended informal consultations on limitations and exceptions were organized in Geneva on May 26 and 27, followed by open-ended informal consultations on the protection of audiovisual performances on May 28. Three proposals for normative instruments in the area of exceptions and limitations were submitted at SCCR-20 (SCCR/20/10, 11, and 12). Numerous delegations linked the work towards a possible treaty on limitations and exceptions with Development Agenda objectives. The Committee also continued discussions and implementation of practical measures aimed at providing better access to copyright-protected works by the blind, visually impaired (VIP) and other reading-disabled persons. The work of the VIP stakeholders' platform continued throughout 2010, aimed at developing solutions to make published works available in accessible formats.
 - (c) Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT): SCT has continued to work in a Member-driven manner in line with the Development Agenda recommendations, in particular recommendation 15. For example, during 2010, the SCT agreed on a reference document on grounds for refusal of all types of marks and published it as a reference document in all six official languages (WIPO/STrad/INF/5: Grounds for Refusal of all Types of Marks). Likewise, the SCT agreed to finalize a reference

document on technical and procedural aspects relating to the registration of certification and collective marks and to publish it (WIPO/STrad/INF/6: Technical and Procedural Aspects Relating to the Registration of Certification and Collective Marks). While agreeing to and issuing those documents, the SCT developed a set of references which take into account different levels of development, as well as a balance between costs and benefits. They are the result of a participatory process, which takes into consideration the interests and priorities of all Member States and the viewpoints of other stakeholders, including accredited IGOs and NGOs. Moreover, the SCT conducted an open and balanced consultation in the form of a questionnaire concerning the protection of country names against registration and use as trademarks. The development of that questionnaire was a joint effort by all SCT Members and the results of the questionnaire were presented for further deliberation at the 24th session of the SCT (SCT/24/6).

- (d) The Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (IGC): Under the new mandate provided by the WIPO General Assembly in 2009, the IGC is undertaking “text-based negotiations with the objective of reaching agreement on a text of an international legal instrument (or instruments) which will ensure the effective protection of genetic resources, traditional knowledge and traditional cultural expressions”. This is considered to be the strongest mandate the IGC has had to date and the work undertaken by the IGC under its new mandate constitutes important progress towards the implementation of DA recommendation 18. The mandate also makes provision for Intersessional Working Groups (IGWs), to facilitate the IGC’s negotiations. The IGC has, always been a Member State-led, inclusive and participatory process, with unique mechanisms specifically to ensure that a broad range of interests and priorities are taken into account. The issues under discussion in the IGC are directly related to economic, cultural and technological development and are of particular interest to developing countries, LDCs and their communities.
- (e) Advisory Committee on Enforcement (ACE): Development Agenda Recommendation 45 guided the work program agreed by the ACE for its sixth session (December 1 to 3, 2010). This work includes a review of methodologies applied in existing studies to measure the economic impact of counterfeiting and piracy; research to identify different types of infractions and motivations for IPR infringements, taking into account social, economic and technological variables and different levels of development; targeted studies with an aim to developing analytical methodologies that measure the social, economic and commercial impact of counterfeiting and piracy on societies, taking into account the diversity of economic and social realities as well as different stages of development; and an analysis of various efforts, alternate models and other possible options from a socio-economic welfare perspective to address the counterfeiting and piracy challenges. During the sixth session of the ACE, delegations expressed views on the contribution of the ACE to the implementation of the WIPO Development Agenda. Those views will be forwarded by the Chair to the 2011 WIPO General Assemblies.
- (f) PCT Working Group: at its third session, held in Geneva from June 14 to 18, 2010, the PCT Working Group discussed a study by the International Bureau entitled “The Need for Improving the Functioning of the PCT System” (PCT/WG/3/2). Part V of that study addressed the issue of how future development of the PCT could be matched with applicable Development Agenda recommendations. In this context, the study explicitly identified those recommendations of the Development Agenda, notably from Clusters A and C, which were considered to be particularly

relevant to the general objectives of the PCT, notably to support technology transfer and technical assistance for developing countries. Based on the study, the PCT Working Group endorsed a series of recommendations covering a variety of actions which should be undertaken by the International Bureau, applicants, Contracting States and national Offices (acting in both their national and international capacities) to make the PCT system more effective both for processing patent applications and for supporting technology transfer and technical assistance for developing countries. The Working Group also commissioned a series of studies to assess how successful the PCT system has been in disseminating technical information, in facilitating access to technology and in providing technical assistance for developing countries. These studies will include recommendations on ways to boost the PCT's performance in these areas and will also explore the possibility of extra-budgetary funding arrangements to finance technical assistance projects. These studies will be discussed by the PCT Working Group at its fourth session in June 2011.

PART II: DEVELOPMENT AGENDA PROJECTS

18. In order to enhance efficiency in the implementation of the 45 recommendations and to avoid overlap and duplication, a project-based methodology was adopted by the CDIP held in April 2009. Since the adoption of this methodology, a total of 19 projects addressing 25 Development Agenda recommendations have been approved by Member States. The project on "Conference on Mobilizing Resources for Development" was completed in November 2010, while 18 remaining projects are still under implementation.
19. The implementation of the nine projects on technical assistance (Recommendations 2, 5, 8, 9 and 10) presented to the third session of the CDIP and addressing activities that had been decided by the CDIP in April 2008 continued during 2010. In addition, implementation of the following five new projects approved during the third and fourth sessions of the CDIP commenced in January 2010;
 - (a) "Project on Intellectual Property and the Public Domain (Recommendations 16 and 20)";
 - (b) "Project on Intellectual Property and Competition Policy (Recommendations 7, 23 and 32)";
 - (c) "Project on Intellectual Property, Information and Communication Technologies, the Digital Divide and Access to Knowledge (Recommendations 19, 24 and 27)";
 - (d) "Project on Developing Tools for Access to Patent Information (Recommendations 19, 30 and 31)"; and
 - (e) "Project on Enhancement of WIPO's Results-Based Management (RBM) Framework to Support the Monitoring and Evaluation of Development Activities (Recommendations 33, 38 and 41)".
20. A progress report on the implementation of the 14 above-mentioned projects was presented to the sixth session of the CDIP (CDIP/6/2). The report complemented the first progress report on the implementation of the nine projects presented to the fourth session of the CDIP (CDIP/4/2), and provided an update on a wide range of activities undertaken in the framework of the Development Agenda projects. Progress reports will continue to be presented in the future under the standing item entitled "Monitor, assess,

discuss and report on the implementation of all adopted Development Agenda recommendations”.

21. In addition to the above-mentioned projects under implementation, the fifth and sixth sessions of CDIP held in April and November 2010 respectively also approved another five new projects, namely:
 - (a) “Project on Intellectual Property and Product Branding for Business Development in Developing Countries and Least-Developed Countries (LDCs) (Recommendations 4 and 10)”;
 - (b) “Project on Capacity Building in the Use of Appropriate Technology-Specific Technical and Scientific Information as a Solution for Identified Development Challenges (Recommendations 19, 30 and 31)”;
 - (c) “Project on Intellectual Property and Socio-Economic Development (Recommendations 35 and 37)”;
 - (d) “Intellectual Property and Technology Transfer: Common Challenges – Building Solutions (Recommendations 19, 25, 26 and 28)”;
 - (e) “Open Collaborative Projects and IP-Based Models (Recommendations 36)”.
22. The implementation of the first three above-mentioned projects approved during the fifth session of the CDIP started in May 2010, while the implementation of the two remaining projects approved in the sixth session of the CDIP commenced in January 2011.
23. A brief description of the approved Development Agenda projects together with the status of their implementation as well as their main achievements and outputs are provided in Annex II. The following paragraphs highlight a few achievements made under the Development Agenda project.
 - a) The project to implement recommendation 5 on “IP Technical Assistance Database (IP-TAD)” (DA_05_01) has been completed. The post-implementation stage is currently seeing some additional value-added enhancements being made to the system to cater to the internal needs of WIPO, in particular the uploading of information related to technical assistance activities during the planning stages and the monitoring of technical assistance activities throughout their life-cycle. This will provide the WIPO management with valuable information during the planning and implementation stages of their work programs.
 - b) Under the project “Specialized Databases’ Access and Support” (DA_08_01), the Access to Specialized Patent Information (ASPI) program was initiated in 2010. This program provides access to flagship patent database services from Dialog, LexisNexis, Minesoft, Questel, Thomson Reuters, and WIPS to 115 developing and least developed countries. In addition, 107 developing and least developed countries continues to benefit from the Access to Research for Development and Innovation (aRDi) program launched in 2009 in cooperation with 12 major Publishing companies. Also, six national networks of Technology and Innovation Support Centers (TISCs) were launched, and three regional conferences for Africa, Asia, and Certain Eastern European and Central Asian Countries were organized in 2010, to promote access to and effective use of technology databases and foster an exchange of best practices in providing technology information services.

- c) The Development Agenda project for the “Establishment of Start-up National IP Academies” (DA_10_01) has attracted considerable attention of the WIPO Member States. Between May and December, 2010, eleven countries requested WIPO’s assistance for the creation of their national IP Academies. As a result, five *ad-hoc* consultants have been requested to assist in the implementation of individual projects. Seven fact-finding missions have been held, and the project is currently in the feasibility study phase in eight countries, and four other countries are foreseen to start feasibility phase in the first semester of 2011.
- d) A project paper was developed under the project “Innovation and Technology Transfer Support Structure for National Institutions” (DA_10_03). This paper was reviewed by two external experts: one NGO and one Government consultant. The external experts refined the document and identified some necessary elements that were included to complete the project paper. As stage two, the 55-page project paper was posted on WIPO website inviting comments of the Member States. The current stage of the project involves the development of the first prototype of the Digital Portal, for which some of the contents and tools have already been identified.
- e) A series of benchmarking tools have been developed under the project on “Improvement of National, Sub Regional and Regional IP Institutional and User Capacity” (DA_10_05) with a view to assisting officials involved in the development of national IP strategies in assessing the status of their national IP system, defining strategic targets and assessing specific IP needs. Testing and validation of this methodology is well underway in the Dominican Republic, Mongolia and Moldova. Initial feedback from these pilot countries has led to the refining and strengthening of the project methodology and of the project tools. This improved methodology will be further tested and consolidated in three additional pilot countries namely Mali, Tanzania and Algeria in 2011.
- f) Under the component “strengthen regional/sub-regional IP institutions by providing assistance for the establishment of sub-regional cooperation mechanisms” of the project on “Improvement of National, Sub Regional and Regional IP Institutional and User Capacity” (DA_10_05), two resolutions supporting the establishment of i) a Caribbean Regional Patent System and ii) a framework for the protection of Traditional Knowledge (TK) were adopted by a WIPO ministerial meeting in Grenada. A series of national consultations were subsequently held with all the Member States of the Caribbean Community (CARICOM) with a view to gathering inputs from the legal, academic and business communities on the establishment of the Caribbean Regional Patent System and presenting a joint position to the Council for Trade and Economic Development (COTED) in 2011. Similarly, a series of consultations and workshops on TK protection were held in 2010, during which it was decided to develop a policy paper on the issue, which will serve as the basis for drafting the framework for the protection of TK in the region in 2011.
- g) Under the component, IP and SME’s, of the project on “Improvement of National, Sub Regional and Regional IP Institutional and User Capacity” (DA_10_05), a series of tools have been developed with a view to assessing the needs and challenges of SMEs in effectively utilizing the IP system and identifying strategy options and policy responses to address such needs. The testing of the methodology is underway or in some cases has been completed in six countries namely Brazil, India, Jordan, Poland, South Africa and Tanzania. In parallel, WIPO has successfully organized five-day Training of Trainers Programs on effective IP Asset Management by SME’s in several of those countries. The objective of the

intensive training program is to build the capacity of trainers to foster IP management competencies amongst SME's in their respective countries. The training programs have been carried out in conjunction with the customization and/or translation of four IP for Business Series publications and adaptation of IP Panorama – a multi media learning tool on IP management – in French and Spanish languages.

- h) Under the project on “Intellectual Property and Public domain”, a Scoping Study on Copyright and Related Rights and the Public Domain (DA_16_20_01) was prepared by an external expert and presented by the author during the discussion of the progress report projects in the sixth session of the CDIP. In addition, a master consultant was identified and a number of regional reporters were selected to prepare a study on misappropriation of signs through a fact-based comparative analysis of the trademark laws of a representative number of Member States. A study on patents and the public domain was commissioned to external experts from different continents, who began preparation of the study in 2010.
 - i) In the context of the “Development Agenda Project for IP and Competition Policy” (DA_07_23_32_01) two symposia on IP and Competition Policy were organized in Geneva in the context of the project on IP and Competition, and a Study on the relationship between national IP and competition agencies has been completed and will be shortly made available to its Member States.
 - j) In the context of the project on “Developing Tools for Access to Patent Information” (DA_19_30_01) five Patent Landscape Reports (PLRs) on vaccines, atazanavir, ritonavir, solar cooking and solar cooling have been contracted and are in the process of being completed. An overall strategy for the production of the e-tutorial has also been agreed and established.
 - k) Nine sectoral RBM workshops were also held under the RBM projects (DA_33_38_41_01) focusing on improving the results frameworks for the Program and Budget 2012/13, and enhancing the mainstreaming of Development Agenda recommendations and projects. Draft terms of reference (ToRs) for the external review of WIPO's technical assistance were circulated to Member States in July 2010. The revised ToRs incorporating the comments received from Member States were subsequently posted on the WIPO website under the project with the reference CDIP/4/8/Rev/TOR. The external review is currently ongoing.
24. In addition to the above-mentioned approved projects, a revised version of the project on “Patents and the Public Domain” (addressing Recommendations 16 and 20), discussed during the sixth session of the CDIP, and taking into account comments made by delegations will be considered by the current session of the Committee. Also, a new project on “Intellectual Property and Brain Drain” (addressing Recommendation 39), and taking into account the Discussion Paper presented to the fifth session of the CDIP as well as the comments on the Discussion Paper made by delegations will be considered during this session. As WIPO Member States continue to take keen interest in the Development Agenda process, a project proposal from the Arab Republic of Egypt on Enhancing Cooperation on IP and Development among Developing Countries and LDCs will also be considered by the current session of the committee.
25. The estimated financial resources devoted to the implementation of the 19 approved Development Agenda projects amounts to 21,921,000 Swiss francs.

PART III: OUTLOOK FOR THE FUTURE

26. Tangible progress has been achieved so far in the implementation of the Development Agenda which can be categorized in two broad areas of work. The first relates to the establishment and adaptation of institutional mechanisms geared to facilitate an enhanced mainstreaming of the Development Agenda in the work of the Organization. This work will continue as we prepare to develop the Program and Budget for 2012/13 and successive biennia and seek to enhance the efficiency of the Organization's Results Based Management framework.
27. The second area pertains to the implementation of the Development Agenda recommendations through specific projects and regular activities of the various WIPO programs which are fully informed by the principles embedded in the Development Agenda recommendations. A number of the Development Agenda Projects will come to completion in 2012. The outcome of these projects will feed into the future activities of the Organization as some of the follow-up activities will be undertaken within the regular activities of the Organization and some others may require follow-up projects. The Secretariat, in particular the Development Agenda Coordination Division (DACD) will continue to facilitate discussions in the CDIP and other relevant bodies as regards the continual implementation of the Development Agenda recommendations.
28. In order for the WIPO Member States to derive benefits from the Development Agenda implementation WIPO continues to assist countries in devising appropriate plans and policies, in particular, in developing National IP Strategies under Strategic Goal III – Facilitating Use of IP for Development. WIPO encourages its Member States to fully integrate IP into their national development policies and in doing so, benefit from the range of the Development Agenda projects and other activities of the Organization which suits their development objectives.
29. The Organization will also continue to facilitate the Member State discussions in other WIPO bodies in particular those dealing with the future norm-setting with the view to fully integrate the Development Agenda principles in the future work of the Organization. In this endeavor, the Organization will be guided by the principles of neutrality, transparency, accountability and a result oriented and development friendly culture consistent with the Organization's Strategic Realignment Program (SRP) and the Medium Term Strategic Plan (MTSP).

[Annexes follow]

STATUS OF IMPLEMENTATION OF DEVELOPMENT AGENDA RECOMMENDATIONS END OF DECEMBER 2010

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
1.	WIPO technical assistance shall be, <i>inter alia</i> , development-oriented, demand-driven and transparent, taking into account the priorities and the special needs of developing countries, especially LDCs, as well as the different levels of development of Member States and activities should include time frames for completion. In this regard, design, delivery mechanisms and evaluation processes of technical assistance programs should be country specific.	Discussed. Activities agreed upon (CDIP/2/4)	Under implementation since adoption of the Development Agenda in October 2007.	CDIP/1/3; CDIP/2/2	CDIP/3/5 CDIP/6/3
2.	Provide additional assistance to WIPO through donor funding, and establish Trust-Funds or other voluntary funds within WIPO specifically for LDCs, while continuing to accord high priority to finance activities in Africa through budgetary and extra-budgetary resources, to promote, <i>inter alia</i> , the legal, commercial, cultural, and economic exploitation of intellectual property in these countries.	Discussed. Activities agreed upon (CDIP/2/4 and CDIP/3/INF/2)	Under implementation since early 2009. This recommendation is being addressed by the Project DA_02_01: "Conference on Mobilizing Resources for Development" (contained in CDIP/3/INF/2). The project was completed in November 2010. Various projects follow up activities have been mainstreamed into the Program and Budget 2010/2011.	CDIP/1/3; CDIP/2/INF/2; CDIP/2/2	CDIP/4/2 CDIP/6/2
3.	Increase human and financial allocation for technical assistance programs in WIPO for promoting a, <i>inter alia</i> , development-oriented IP culture, with an emphasis on introducing intellectual property at different academic levels and on generating greater public awareness on IP.	Discussed. Activities agreed upon (CDIP/2/4)	Under implementation since adoption of the Development Agenda in October 2007 As per the Program and Budget for the 2010/11 Biennium approved by the General Assembly of WIPO, the total resources devoted to development-oriented activities amount to CHF 118.5 million (a 0.9% increase on the revised	CDIP/1/3; CDIP/2/3	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			<p>figures for the previous biennium, page 23).</p> <p>In addition, for the 2010/11 Biennium CHF 6.1 million was approved under the Regular Budget for the implementation of the Development Agenda projects. Furthermore, resources allocated to Development Agenda projects under the Reserves amount to CHF 7.2 million.</p> <p>This has resulted in a marked increase in the resources devoted to activities that contribute to a development-oriented IP culture.</p> <p>As for activities for introducing IP at different academic levels, a wide range of tailor-made programs and activities are ongoing, particularly under the WIPO Academy. In this field, the two important initiatives are the “Start-up IP academies” (Project DA_10_01 contained in CDIP/3/INF/2) and the integration of the Development Agenda into WIPO’s Distance Learning programs, which are used by several academic institutions.</p>		
4.	Place particular emphasis on the needs of SMEs and institutions dealing with scientific research and cultural industries and assist Member States, at their request, in setting-up appropriate national strategies in the field of IP.	Discussed. Activities agreed upon (CDIP/2/4) (CDIP/5/5)	Under implementation since adoption of the Development Agenda in October 2007. This recommendation is being addressed by the Development Agenda Project on “Intellectual Property and Product Branding for Business Development in Developing Countries and LDCs”. (Project DA_04_10_01 contained in CDIP/5/5).	CDIP/1/3; CDIP/2/3; CDIP/5/5; CDIP/3/INF/2	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			<p>Implementation of the SME component of project DA_10_05 is also contributing to implement this recommendation.</p> <p>Implementation of the Creative Industries component of project DA_10_04 is also contributing to implement this recommendation.</p> <p>WIPO framework for developing national IP strategies for innovation</p> <p>WIPO has initiated a project to create a framework to assist all countries in developing national IP strategies for innovation which directly reference and support their development needs and priorities, and take into account their specific economic circumstances and aspirations. The framework, which will provide a conceptual basis for the design of IP strategies, has strong links with project DA_10_05, which aims to develop a practical methodology, validated by a piloting process in selected countries, using a series of practical tools. The framework will be developed by a cluster of expert working groups comprised of eminent development economists from around the world, IP experts and advisors from UN organizations, in the fields of trade, environment, culture and education, industry, health, agriculture, and science and technology. The resulting framework, together with the methodology and practical tools, will be made available to WIPO's Member</p>		

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			States, and WIPO will provide its services to assist countries to develop national IP strategies upon demand. Under implementation since early 2011.		
5.	WIPO shall display general information on all technical assistance activities on its website, and shall provide, on request from Member States, details of specific activities, with the consent of the Member State(s) and other recipients concerned, for which the activity was implemented.	Discussed. Activities agreed upon (CDIP/2/4 and CDIP/3/INF/2)	Under implementation since early 2009. This recommendation is being addressed by the Development Agenda Project on "IP Technical Assistance Database (IP-TAD)" (Project DA_05_01 contained in CDIP/3/INF/2 and available at http://www.wipo.int/tad/en/).	CDIP/1/3; CDIP/2/2	CDIP/4/2 CDIP/6/2
6.	WIPO's technical assistance staff and consultants shall continue to be neutral and accountable, by paying particular attention to the existing Code of Ethics, and by avoiding potential conflicts of interest. WIPO shall draw up and make widely known to the Member States a roster of consultants for technical assistance available with WIPO.	Discussed. Activities agreed upon (CDIP/2/4) Document implementing part of the recommendation: CDIP/3/2 (Roster of Consultants)	Under implementation since adoption of the Development Agenda in October 2007. The WIPO Ethics Office has been established with clear terms of reference and a Chief Ethics Officer has been appointed and is in post; The IAOD Investigation Section has issued an Investigation Manual to help ensure the consistency and quality of investigation work and has drafted an Investigation Policy and amendments to the Internal Audit Charter for Member State consultations with the aim to strengthen the base for investigations in WIPO. The Roster of Consultants presented at CDIP/3 was updated and integrated with	CDIP/1/3; CDIP/2/3;	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			the project on "Intellectual Property Technical Assistance Database (IP-TAD)" (DA-05-01). The roster is available at http://www.wipo.int/roc/en/ .		
7.	Promote measures that will help countries deal with IP related anti-competitive practices, by providing technical cooperation to developing countries, especially LDCs, at their request, in order to better understand the interface between intellectual property rights and competition policies.	Discussed. Activities agreed upon (CDIP/2/4 and CDIP/4/4)	Under implementation since adoption of the Development Agenda in October 2007. This recommendation is being addressed by the Development Agenda project on "Intellectual Property and Competition Policy" (Project DA_7_23_32_01 contained in CDIP/4/4/REV).	CDIP/1/3; CDIP/2/3; CDIP/3/4	CDIP/3/5 CDIP/4/2 CDIP/6/2 CDIP/6/3
8.	Request WIPO to develop agreements with research institutions and with private enterprises with a view to facilitating the national offices of developing countries, especially LDCs, as well as their regional and sub-regional IP organizations to access specialized databases for the purposes of patent searches.	Discussed. Activities agreed upon (CDIP/2/4 and CDIP/3/INF/2)	Under implementation since early 2009. This recommendation is being addressed by the Development Agenda project entitled "Specialized Databases' Access and Support" (Project DA_08_01 contained in CDIP/3/INF/2).	CDIP/1/3; CDIP/2/2; CDIP/2/INF/3	CDIP/4/2 CDIP/6/2

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
9.	Request WIPO to create, in coordination with Member States, a database to match specific IP-related development needs with available resources, thereby expanding the scope of its technical assistance programs, aimed at bridging the digital divide.	Discussed. Activities agreed upon (CDIP/2/4 and CDIP/3/INF/2)	Under implementation since early 2009. This recommendation is being addressed by the project entitled “IP Development Matchmaking Database (IP-DMD)” (Project DA_09_01 contained in CDIP/3/INF/2).	CDIP/1/3; CDIP/2/2	CDIP/4/2 CDIP/6/2
10.	To assist Member States to develop and improve national IP institutional capacity through further development of infrastructure and other facilities with a view to making national IP institutions more efficient and promote fair balance between IP protection and the public interest. This technical assistance should also be extended to sub-regional and regional organizations dealing with IP	Discussed. Activities agreed upon (CDIP/2/4 and CDIP/3/INF/2)	Under implementation since early 2009. This recommendation is being addressed by six Development Agenda projects. <ol style="list-style-type: none"> 1. A Pilot Project for the “Establishment of Start-Up” National IP Academies” (Project DA_10_01 contained in CDIP/3/INF/2). 2. Smart IP Institutions Project: “The Deployment of Components and Business Solutions Customized for Modernizing IP Infrastructure of National and Regional IP Institutions” (Project DA_10_02: contained in CDIP/3/INF/2). 3. “Innovation and Technology Transfer Support Structure for National Institutions” (Project DA_10_03 contained in CDIP/3/INF/2). 4. “Strengthening the Capacity of National IP Governmental and Stakeholder Institutions to Manage, Monitor and Promote Creative Industries, and to 	CDIP/1/3; CDIP/2/INF/1; CDIP/2/2; CDIP/4/12; CDIP/5/5; CDIP3/INF/2	CDIP/4/2 CDIP/6/2

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			<p>Enhance the Performance and Network of Copyright Collective Management Organizations” (Project DA_10_04 contained in CDIP/3/INF/2).</p> <p>5. “Improvement of National, Sub Regional and Regional IP Institutional and User Capacity” (Project DA_10_05 contained in CDIP/3/INF/2).</p> <p>6. “Project on Intellectual Property and Product Branding for Business Development in Developing Countries and LDCs” (Project DA_04_10_01 contained in CDIP/5/5).</p>		
11.	To assist Member States to strengthen national capacity for the protection of domestic creations, innovations and inventions and to support development of national scientific and technological infrastructure, where appropriate, in accordance with WIPO's mandate.	Discussed. Activities agreed (CDIP/2/4)	<p>Under implementation since adoption of the Development Agenda in October 2007</p> <p>This recommendation is being addressed by several WIPO Programs, including Programs 1, 3, 9, 14, 18 and 30 and indirectly by a number of DA projects addressing recommendations 8 and 10.</p>	CDIP/1/3	CDIP/3/5 CDIP/6/3
12.	To further mainstream development considerations into WIPO's substantive and technical assistance activities and debates, in accordance with its mandate.	Discussed. Activities broadly agreed upon (CDIP/3/3)	<p>Under implementation since adoption of the Development Agenda in October 2007</p> <p>Development Agenda recommendations were mainstreamed into Program and Budget 2010/11. The project</p>	CDIP/1/3; CDIP/3/3	CDIP/3/5 CDIP/6/2

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			DA_33_38_41_01 on Enhancing WIPO's RBM Framework to Support the Monitoring and Evaluation of Development Activities is under implementation (contained in CDIP/4/8/REV). The Program Performance Report (PPR) 2008/09 included for the first time a specific section under each Program on the implementation of the DA. In addition, Annex 1 to the PPR reported on actual expenditure relating to development activities in the biennium.		
13.	WIPO's legislative assistance shall be, <i>inter alia</i> , development-oriented and demand-driven, taking into account the priorities and the special needs of developing countries, especially LDCs, as well as the different levels of development of Member States and activities should include time frames for completion.	Discussed in context of progress reports (documents CDIP/3/5 and CDIP/6/3) Further discussions in the context of document CDIP/6/10)	Under implementation since adoption of the Development Agenda in October 2007 During 2010, WIPO provided legislative assistance to 36 countries in response to requests from the relevant Member State authorities. Countries were advised on their existing or draft legislation and were familiarized with the available options and policy choices in implementing the legislation.	CDIP/1/3	CDIP/3/5 CDIP/6/3
14.	Within the framework of the agreement between WIPO and the WTO, WIPO shall make available advice to developing countries and LDCs, on the implementation and operation of the rights and obligations and the understanding and use of flexibilities contained in the TRIPS Agreement.	Discussed in context of progress reports (documents CDIP/3/5 and CDIP/6/3). Further discussions in the context of documents CDIP/5/4 and CDIP/6/10)	Under implementation since adoption of the Development Agenda in October 2007 WIPO regularly provides legislative advice to developing countries and LDCs on the implementation and operation of the rights and obligations and the understanding and use of flexibilities contained in the TRIPS Agreement. A document on "Patent Related Flexibilities in the Multilateral Legal	CDIP/1/3	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
			<p>Framework and their Legislative Implementation at the National and Regional Levels” addressing this recommendation was presented to CDIP/5. A second part of this document which contains five new flexibilities approved by the sixth session of the CDIP is being presented to this current session.</p> <p>In addition, WIPO regularly contributes to the WTO Trade Policy Courses and to national or sub-regional workshops on issues relating to TRIPS implementation, flexibilities and public policies to support countries in the implementation of the TRIPS.</p> <p>As agreed by the Member States in CDIP/6, WIPO will publish a web page dedicated to making available information related to use and flexibilities in the IP System, including resources on flexibilities produced by WIPO and other relevant IGO's, and a database of national IP laws provisions on flexibilities.</p>		

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
15.	<p>Norm-setting activities shall:</p> <ul style="list-style-type: none"> - be inclusive and member driven; - take into account different levels of development; - take into consideration a balance between costs and benefits; - be a participatory process, which takes into consideration the interests and priorities of all WIPO Member States and the viewpoints of other stakeholders, including accredited inter-governmental organizations and non-governmental organizations; and - be in line with the principle of neutrality of the WIPO Secretariat. 	<p>Discussed in context of progress reports (documents CDIP/3/5 and CDIP/6/3)</p>	<p>Under implementation since adoption of the Development Agenda in October 2007 In October 2007, the GA requested all WIPO bodies, including the norm-setting committees to implement this recommendation (along with the remaining 19 for immediate implementation). Member States, through their participation in those Committees, play a crucial role in ensuring their implementation.</p> <p><u>Inclusiveness and viewpoints of IGOs and NGOs:</u> In 2010, 46 NGOs requested and obtained <i>ad hoc</i> accreditation in WIPO's committees. In addition, eight International NGOs and six national NGOs obtained permanent observer status at WIPO given them the opportunity to participate in the relevant WIPO bodies.</p> <p><u>Member-driven</u> Agenda and issues to be discussed at the committees were established by Member States in the previous session of the Committees or by the General Assembly.</p> <p><u>Different levels of development:</u> the issues currently being discussed in the committees reflect a wide variety of interests and were initially proposed by countries with very different levels of development.</p> <p><u>Balance between costs and benefits:</u> this issue has been raised at various stages of discussions in the committee.</p> <p><u>Principle of neutrality:</u> this is a central principle for the Secretariat as a whole and for the Secretariat staff as international civil servants.</p>	<p>CDIP/1/3</p>	<p>CDIP/3/5 CDIP/6/3</p>

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
16.	Consider the preservation of the public domain within WIPO's normative processes and deepen the analysis of the implications and benefits of a rich and accessible public domain.	Discussed. Activities agreed upon (CDIP/4/3REV)	Under implementation since adoption of the Development Agenda in October 2007. This recommendation is being addressed the Development Agenda project entitled "Intellectual Property and the Public Domain" (Project DA_16_20_01: contained in CDIP/4/3 REV).	CDIP/1/3; CDIP/3/4	CDIP/3/5 CDIP/6/2 CDIP/6/3
17.	In its activities, including norm-setting, WIPO should take into account the flexibilities in international IP agreements, especially those which are of interest to developing countries and LDCs.	Discussed in context of progress report (document CDIP/3/5 and CDIP/6/3). Further discussions in the context of documents CDIP/5/4 and CDIP/6/10)	Under implementation since adoption of the Development Agenda in October 2007 The documents on "Patent Related Flexibilities in the Multilateral Legal Framework and their Legislative Implementation at the National and Regional Levels" (Part I and II) (CDIP/5/4 and CDIP/7/3.) contribute to addressing this recommendation.	CDIP/1/3	CDIP/3/5 CDIP/6/3
18.	To urge the IGC to accelerate the process on the protection of genetic resources, traditional knowledge and folklore, without prejudice to any outcome, including the possible development of an international instrument or instruments.	Discussed in context of progress report (document CDIP/3/5 and CDIP/6/3)	Under implementation since adoption of the Development Agenda in October 2007 In May 2010, Member States began "text-based negotiations with the objective of reaching agreement on a text of an international legal instrument (or instruments) which will ensure the effective protection of GRs, TK and TCEs". The negotiations of the IGC were complemented by an Intersessional Working Group (IGW) session on TCEs in July 2010 (IWGs on TK and GRs are scheduled for early 2011). A further session of the IGC took place in December 2010.	CDIP/1/3	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
19.	To initiate discussions on how, within WIPO's mandate, to further facilitate access to knowledge and technology for developing countries and LDCs to foster creativity and innovation and to strengthen such existing activities within WIPO.	Discussed. Activities agreed upon (CDIP/4/5 REV; CDIP/4/6 and CDIP/6/4).	<p>Under implementation since adoption of the Development Agenda in October 2007. The recommendation is being addressed by four Development Agenda projects:</p> <ol style="list-style-type: none"> 1. "Intellectual Property ICTs, the Digital Divide and Access to Knowledge" (Project DA_19_24_27_01 contained in CDIP/4/5 REV). 2. Developing Tools for Access to Patent Information" (Project DA_19_30_31 contained in CDIP/4/6). 3. Capacity-building in the use of appropriate technology-specific technical and scientific information as a solution for identified development challenges (Project DA_30_31_01: contained in CDIP/5/6 REV). 4. Intellectual Property and Technology Transfer" (Project DA_19_25_26_28_01: contained in CDIP/6/4). 	CDIP/1/3; CDIP/3/4; CDIP/3/4Add.	CDIP/3/5 CDIP/6/2 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
20.	To promote norm-setting activities related to IP that support a robust public domain in WIPO's Member States, including the possibility of preparing guidelines which could assist interested Member States in identifying subject matters that have fallen into the public domain within their respective jurisdictions.	Discussed. Activities agreed upon (CDIP/4/3 REV)	Under implementation since January 2010. The recommendation is being addressed by the Development Agenda project on "Intellectual Property and the Public Domain" (Project DA_16_20_01 contained in CDIP/4/3 REV).	CDIP/1/3; CDIP/3/3; CDIP/3/4	CDIP/6/2
21.	WIPO shall conduct informal, open and balanced consultations, as appropriate, prior to any new norm-setting activities, through a member-driven process, promoting the participation of experts from Member States, particularly developing countries and LDCs.	Discussed in context of progress reports (documents CDIP/3/5 and CDIP/6/3)	Under implementation since adoption of the Development Agenda in October 2007 Examples of how this recommendation is implemented include: The SCCR has continued its recent tradition of holding information meetings with the participation of experts from all regions on the first day of the Committee on the substantive issues that are under discussion in the Committee. Since its seventh session in 2005, the IGC has been organizing half-day panel presentations immediately before the commencement of the sessions of the Committee, which are chaired by a representative from a local or indigenous community.	CDIP/1/3	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
22.	<p>WIPO's norm-setting activities should be supportive of the development goals agreed within the UN system, including those contained in the Millennium Declaration.</p> <p>The WIPO Secretariat, without prejudice to the outcome of Member States considerations, should address in its working documents for norm-setting activities, as appropriate and as directed by Member States, issues such as: a) safeguarding national implementation of intellectual property rules b) links between IP and competition c) IP-related transfer of technology d) potential flexibilities, exceptions and limitations for Member States and e) the possibility of additional special provisions for developing countries and LDCs.</p>	<p>Discussed. Activities broadly agreed upon (CDIP/3/3). Further discussions in the context of documents CDIP/5/3 and CDIP/6/10).</p>	<p>Implementation will begin once activities have been agreed upon.</p> <p>A Report on the Contribution of WIPO to the Millennium Development Goals (MDGs) (CDIP/5/3) was discussed in the fifth session of the CDIP. A webpage on MDGs and WIPO was created. A revised version of the report will be presented to a future session of the CDIP as requested by Member States.</p>	<p>CDIP/1/3; CDIP/3/3</p>	

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
23.	To consider how to better promote pro-competitive IP licensing practices, particularly with a view to fostering creativity, innovation and the transfer and dissemination of technology to interested countries, in particular developing countries and LDCs.	Discussed. Activities agreed upon (CDIP/4/4 REV)	Under implementation since January 2010. Recommendation is being addressed by the Development Agenda project entitled "Intellectual Property and Competition Policy" (Project DA_7_23_32_01 contained in CDIP/4/4 REV).	CDIP/1/3; CDIP/3/3	CDIP/4/2 CDIP/6/2
24.	To request WIPO, within its mandate, to expand the scope of its activities aimed at bridging the digital divide, in accordance with the outcomes of the World Summit on the Information Society (WSIS) also taking into account the significance of the Digital Solidarity Fund (DSF).	Discussed. Activities agreed upon (CDIP/4/5 REV)	Under implementation since January 2010. Recommendation is being addressed by the Development Agenda project entitled "Intellectual Property ICTs, the Digital Divide and Access to Knowledge" (Project DA_19_24_27_01: contained in CDIP/4/5 REV).	CDIP/1/3; CDIP/3/4	CDIP/6/2
25.	To explore IP-related policies and initiatives necessary to promote the transfer and dissemination of technology, to the benefit of developing countries and to take appropriate measures to enable developing countries to fully understand and benefit from different provisions, pertaining to flexibilities provided for in international agreements, as appropriate.	Discussed. Activities agreed upon (CDIP/6/4). Further discussions in the context of document CDIP/6/10).	Under implementation since December 2010. Recommendation is being addressed by the Development Agenda project entitled "Intellectual Property and Technology Transfer" (Project DA_19_25_26_28_01 contained in CDIP/6/4).	CDIP/1/3; CDIP/3/4Add.	

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
26.	To encourage Member States, especially developed countries, to urge their research and scientific institutions to enhance cooperation and exchange with research and development institutions in developing countries, especially LDCs.	Discussed. Activities agreed upon (CDIP/6/4).	Under implementation since December 2010. Recommendation is being addressed by the Development Agenda project entitled "Intellectual Property and Technology Transfer" (Project DA_19_25_26_28_01 contained in CDIP/6/4).	CDIP/1/3; CDIP/3/4Add.	
27.	Facilitating IP-related aspects of ICT for growth and development: Provide for, in an appropriate WIPO body, discussions focused on the importance of IP-related aspects of ICT, and its role in economic and cultural development, with specific attention focused on assisting Member States to identify practical IP-related strategies to use ICT for economic, social and cultural development.	Discussed. Activities agreed upon (CDIP/4/5 REV)	Under implementation since January 2010. Recommendation is being addressed by the Development Agenda project entitled "Intellectual Property, ICTs, the Digital Divide and Access to Knowledge" (CDIP/4/5 REV).	CDIP/1/3; CDIP/3/4	CDIP/6/2
28.	To explore supportive IP-related policies and measures Member States, especially developed countries, could adopt for promoting transfer and dissemination of technology to developing countries.	Discussed. Activities agreed upon (CDIP/6/4).	Under implementation since December 2010. Recommendation is being addressed by the Development Agenda project entitled "Intellectual Property and Technology Transfer" (Project DA_19_25_26_28_01 contained in CDIP/6/4).	CDIP/1/3; CDIP/3/4Add.	
29.	To include discussions on IP-related technology transfer issues within the mandate of an appropriate WIPO body.	Not yet discussed by the Committee	Implementation will begin once activities have been agreed.	CDIP/1/3	

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
30.	WIPO should cooperate with other intergovernmental organizations to provide to developing countries, including LDCs, upon request, advice on how to gain access to and make use of IP-related information on technology, particularly in areas of special interest to the requesting parties.	Discussed. Activities agreed upon (CDIP/4/6 and CDIP/5/6 REV)	Under implementation since January 2010. The recommendation is being addressed by two Development Agenda projects: <ol style="list-style-type: none"> 1. "Developing Tools for Access to Patent Information" (Project DA_19_30_31_01 contained in CDIP/4/6). 2. Capacity-building in the use of appropriate technology-specific technical and scientific information as a solution for identified development challenges (Project DA_30_31_01: contained in CDIP/5/6 REV). 	CDIP/1/3; CDIP/3/4	CDIP/6/2
31.	To undertake initiatives agreed by Member States, which contribute to transfer of technology to developing countries, such as requesting WIPO to facilitate better access to publicly available patent information.	Discussed. Activities agreed upon (CDIP/4/6)	Under implementation since January 2010. The recommendation is being addressed by two Development Agenda projects: <ol style="list-style-type: none"> 1. "Developing Tools for Access to Patent Information" (Project DA_19_30_31_01 contained in CDIP/4/6). 2. Capacity-building in the use of appropriate technology-specific technical and scientific information as a solution for identified development challenges (Project DA_30_31_01: contained in CDIP/5/6 REV). 	CDIP/1/3; CDIP/3/4	CDIP/6/2

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
32.	To have within WIPO opportunity for exchange of national and regional experiences and information on the links between IP rights and competition policies.	Discussed. Activities agreed upon (CDIP/4/4 REV)	Under implementation since January 2010. The recommendation is being addressed by the Development Agenda project entitled "Intellectual Property and Competition Policy" (Project DA_7_23_32_01 contained in CDIP/4/4 REV).	CDIP/1/3; CDIP/3/4	CDIP/6/2
33.	To request WIPO to develop an effective yearly review and evaluation mechanism for the assessment of all its development-oriented activities, including those related to technical assistance, establishing for that purpose specific indicators and benchmarks, where appropriate.	Discussed. Activities agreed upon (CDIP/4/8 REV)	Under implementation since January 2010. Recommendation is being addressed by one the Development Agenda project entitled "Enhancement of WIPO's Results-Based Management (RBM) Framework to Support the Monitoring and Evaluation of Development Activities" (Project DA_33_38_41_01 contained in CDIP/4/8 REV).	CDIP/1/3	CDIP/6/2
34.	With a view to assisting Member States in creating substantial national programs, to request WIPO to conduct a study on constraints to intellectual property protection in the informal economy, including the tangible costs and benefits of IP protection in particular in relation to generation of employment.	Discussed in the context of document CDIP/6/9). To be further discussed in CDIP/7	Implementation will begin once activities have been agreed.	CDIP/1/3	
35.	To request WIPO to undertake, upon request of Member States, new studies to assess the economic, social and cultural impact of the use of intellectual property systems in these States.	Discussed in context of progress report (documents CDIP/3/5 and CDIP/6/3). Discussed. Activities agreed upon (CDIP/5/7 REV)	Under implementation since adoption of the Development Agenda in October 2007. In addition the recommendation is being addressed by the project entitled "Project on Intellectual Property and Socio-Economic Development" (Project DA_35_37_01 contained in CDIP/5/7 REV).	CDIP/1/3	CDIP/3/5 CDIP/6/3

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
36.	To exchange experiences on open collaborative projects such as the Human Genome Project as well as on IP models.	Discussed. Activities agreed upon (CDIP/6/6).	Under implementation since December 2010. Recommendation is being addressed by the Development Agenda project entitled "Open Collaborative Projects and IP-Based Models". (Project DA_36_01 contained in CDIP/6/6).	CDIP/1/3	
37.	Upon request and as directed by Member States, WIPO may conduct studies on the protection of intellectual property, to identify the possible links and impacts between IP and development.	Discussed in context of progress report (documents CDIP/3/5 and CDIP/6/3). Discussed. Activities agreed upon (CDIP/5/7 REV)	Under implementation since adoption of the Development Agenda in October 2007. In addition the recommendation is being addressed by the project entitled "Project on Intellectual Property and Socio-Economic Development" (Project DA_35_37_01 contained in CDIP/5/7 REV).	CDIP/1/3	CDIP/3/5 CDIP/6/3
38.	To strengthen WIPO's capacity to perform objective assessments of the impact of the organization's activities on development	Discussed. Activities agreed upon (CDIP/4/8 REV).	Under implementation since January 2010. Recommendation is being addressed by one the Development Agenda project entitled "Enhancement of WIPO's Results-Based Management (RBM) Framework to Support the Monitoring and Evaluation of Development Activities" (Project DA_33_38_41_01 contained in CDIP/4/8 REV).	CDIP/1/3	
39.	To request WIPO, within its core competence and mission, to assist developing countries, especially African countries, in cooperation with relevant international organizations, by conducting studies on brain drain and make recommendations accordingly.	Discussed in the context of document CDIP/6/8)	A project document (CDIP/7/4) is presented to the current session of the CDIP. Implementation will begin once activities have been agreed.	CDIP/1/3	

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
40.	To request WIPO to intensify its cooperation on IP related issues with UN agencies, according to Member States' orientation, in particular UNCTAD, UNEP, WHO, UNIDO, UNESCO and other relevant international organizations, especially WTO in order to strengthen the coordination for maximum efficiency in undertaking development programs.	Not yet discussed by the Committee	While activities for implementation are yet to be discussed by the Committee, in practice, the recommendation is already under implementation.	CDIP/1/3	
41.	To conduct a review of current WIPO technical assistance activities in the area of cooperation and development.	Discussed. Activities agreed upon (CDIP/4/8)	Under implementation since January 2010. Recommendation is being addressed by one the Development Agenda project entitled "Enhancement of WIPO's Results-Based Management (RBM) Framework to Support the Monitoring and Evaluation of Development Activities" (Project DA_33_38_41_01 contained in CDIP/4/8 REV).	CDIP/1/3	

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
42.	To enhance measures that ensure wide participation of civil society at large in WIPO activities in accordance with its criteria regarding NGO acceptance and accreditation, keeping the issue under review.	Discussed in context of progress report (documents CDIP/3/5 and CDIP/6/3).	<p>While activities for implementation are yet to be discussed by the Committee, in practice, the recommendation is already under implementation.</p> <p>During 2010, eight international non-governmental organizations (NGOs) and six national NGOs acquired observer status at WIPO. This brings the total to 68 IGOs, 227 international NGOs and 57 national NGOs. In addition, a number of NGOs requested and obtained ad hoc observer status for participating in specific committees, as follows:</p> <ul style="list-style-type: none"> - three at the Committee on Development and Intellectual Property (CDIP) - 25 at the Inter-governmental Committee on Genetic Resources, Traditional Knowledge and Folklore (IGC) - 18 at the Standing Committee on Copyright and Related Rights (SCCR) <p>WIPO has also made efforts to include NGO participants in a number of activities it has undertaken.</p>	CDIP/1/3	CDIP/3/5 CDIP/6/3
43.	To consider how to improve WIPO's role in finding partners to fund and execute projects for IP-related assistance in a transparent and member-driven process and without prejudice to ongoing WIPO activities.	Not yet discussed by the Committee	Implementation will begin once activities have been agreed.	CDIP/1/3	

	RECOMMENDATION	STATUS OF DISCUSSIONS AT CDIP	STATUS OF IMPLEMENTATION	BACKGROUND DOCUMENTS	PROGRESS REPORTS
44.	In accordance with WIPO's member-driven nature as a United Nations Specialized Agency, formal and informal meetings or consultations relating to norm-setting activities in WIPO, organized by the International Bureau, upon request of the Member States, should be held primarily in Geneva, in a manner open and transparent to all Members. Where such meetings are to take place outside of Geneva, Member States shall be informed through official channels, well in advance, and consulted on the draft agenda and program.	Discussed in context of progress report (documents CDIP/3/5 and CDIP/6/3).	While activities for implementation are yet to be discussed by the Committee, in practice, the recommendation is already under implementation.	CDIP/1/3	CDIP/3/5 CDIP/6/3
45.	To approach intellectual property enforcement in the context of broader societal interests and especially development-oriented concerns, with a view that "the protection and enforcement of intellectual property rights should contribute to the promotion of technological innovation and to the transfer and dissemination of technology, to the mutual advantage of producers and users of technological knowledge and in a manner conducive to social and economic welfare, and to a balance of rights and obligations", in accordance with Article 7 of the TRIPS Agreement.	Not yet discussed by the Committee	While activities for implementation are yet to be discussed by the Committee, in practice, the recommendation is already under implementation. The discussions on the sixth session of the Advisory Committee on Enforcement held in December 2010, were conducted in the framework of recommendation 45.	CDIP/1/3	

[Annex II follows]

OVERVIEW OF APPROVED PROJECTS BY THE CDIP

Projects for Recommendations 2, 5, 8, 9 and 10

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
2	Conference on "Mobilizing Resources for Development" DA_02_01	The purpose of the project is to convene a conference aimed at providing additional extra-budgetary resources to WIPO for its work to help developing countries benefit from the IP system and to seek to establish Trust-Funds or other voluntary funds specifically for LDCs in close collaboration with Member States and the Donor community.	10 months	Started November 2009 Completed November 2010	Convene a conference aimed at mobilizing extra budgetary resources to provide additional assistance to WIPO for its work to help developing countries benefit from the IP system and to identify and enable WIPO to access existing funding modalities to support its technical assistance and capacity building work. Establish funds-in-trust or other voluntary funds within WIPO specifically for LDCs.	A great deal of learning was achieved through consultations with donors, in terms of developing a greater understanding of the way they work and how to optimize prospects for resource mobilization.	Conference details link: http://www.wipo.int/meetings/en/details.jsp?meeting_id=19405
5	"Intellectual Property Technical Assistance Database (IP-TAD)" DA_05_01	Design and development of a consolidated database, with supporting software, for all technical assistance activities of WIPO and its regular update.	12 months	Under implementation since April 2009	Institutional knowledge of all technical assistance activities will be available for use by WIPO and other interested parties for designing and implementing future technical assistance activities. Information on performance and results achieved will be made available and can be used when designing future technical assistance activities. Lessons learned will provide valuable insights in this respect and they will be readily available to all stakeholders in future activities.	Database has been established. It is confirmed by web statistics that the IP-TAD database is receiving approximately 2,500 page views per month.	The on-line databases can be accessed on the internet at http://www.wipo.int/tad/en/

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
					Transparency of technical assistance activities will be in keeping with best practices of other technical assistance providers and as requested by Member States.		
8	“Specialized Databases’ Access and Support” DA_08_01	Provision of access to technological knowledge, in the form of specialized patent databases and technical journals, for users in developing countries and LDCs in particular patent offices, to carry out more effective patent searches. The aRDi project, launched in July 2009, is part of this project on assisting countries in establishing Technology and Innovation Support Centers (TISCs) together with a corresponding network.	36 months	Under implementation since April 2009	<p>Increase availability of technological knowledge in developing countries, especially LDCs.</p> <p>Increase the capacity of IP Offices, including regional and sub-regional organizations to carry out more effective patent searches by identifying known prior art and limiting the scope of granted patents where necessary.</p> <p>Increase the capacity of IP offices to effectively disseminate this knowledge nationally/regionally and internationally.</p> <p>Increase awareness of the benefits of IP rights, and patent information in particular.</p>	<p>107 developing and least developed countries continues to benefit from the Access to Research for Development and Innovation (aRDi) program launched in 2009 in cooperation with 12 major publishing companies.</p> <p>Six national networks of Technology and Innovation Support Centers (TISCs) were launched three regional conferences for Africa, Asia, and Certain Eastern European and Central Asian Countries were organized in 2010, to promote access to and effective use of technology databases and foster an exchange of best practices in providing technology information services.</p> <p>The Access to Specialized Patent Information (ASPI) program was initiated in 2010. This program provides access to flagship patent</p>	<p>A study Paper reviewing patent and non-patent literature databases, which forms the basis of a Guide to Technology Databases to be used by IPOs, TISCs and researchers in general was prepared and posted on: http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=146973</p>

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
						<p>database services from Dialog, LexisNexis, Minesoft, Questel, Thomson Reuters, and WIPS to 115 developing and least developed countries.</p>	
9	<p>“IP Development Matchmaking Database (IP-DMD)” DA_09_01</p>	<p>Development of a database and software to establish an effective process for match-making between the IP-related development needs of countries and donors.</p>	12 months	Under implementation since April 2009	<p>Institutional documented knowledge of IP related needs of Member States.</p> <p>Information on potential donors or partners and the resources or expertise available.</p> <p>Transparency of technical assistance needs and progress made in addressing those needs.</p>	<p>The software development is well underway and the target for the first release is March 2011, as indicated in the progress report CDIP/6/2.</p> <p>The procedures that will govern the WIPO resource mobilization effort and the use of this system are currently being drafted. The outcome of this work will be taken into close consideration when designing the work flow and control mechanisms within the IT system.</p>	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
10	“A Pilot Project for the Establishment of “Start-Up” National IP Academies” DA_10_01	Pilot project to set up “Start-Up” National IP Academies to help developing countries and LDCs to establish IP training institutions with minimum resources to meet their increasing demand for IP specialists, professionals, government officials and other stakeholders.	36 months	Under implementation since April 2009	Establishment of “Start-Up” National IP Academies.	WIPO has started cooperation for the creation of national IP Academies with nine countries, of which two have already signed cooperation agreements for that purpose. Cooperation has involved organization of fact-finding missions and preparing of needs assessment reports, and hiring of <i>ad hoc</i> consultants for assistance in the execution of the project at the national level.	
10	“Smart IP Institutions Project” DA_10_02	Establishment of customized automation solutions for IP offices. Four components address: (1) ICT infrastructure and customized e-communication systems for OAPI; (2) ICT infrastructure and customized e-communication systems for ARIPO; (3) customized automation solutions in three LDC IP institutions; (4) Automation workshops to facilitate sharing and exchange of national experiences.	33 months	Under implementation since April 2009	The deployment of components and business solutions customized for modernizing IP infrastructure of national and regional IP institutions.	<p>OAPI The first phase of the project « OAPI.INT » consisting of purchasing and installing the necessary equipment for the launch of OAPI’s web site was successfully completed. The second phase of the project consisting in liaising OAPI and its Member State offices was launched in November 2010.</p> <p>ARIPO A pilot exercise to exchange electronic notifications between ARIPO and the Kenyan Industrial Property Institute (KIPI). Workshops A Workshop for the Arab region was held in Cairo, Egypt in 2010, to present</p>	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
						WIPO's IT strategy for the development of smart IP institutes, demonstrating the extended role IPOs can play with the different IP stakeholders as well as the recommended strategy and roadmap to achieve this role.	
10	"Innovation and Technology Transfer Support Structure for National Institutions" DA_10_03	Preparation or updating/improvement of a series of modules and materials relating to managing IP rights by academic and research institutions, including on the setting up and running of technology transfer offices at public research organizations, exploring technology transfer mechanisms (in particular, licensing agreements) and enhancing the capacity to draft patents.	27 months	Under implementation since April 2009	Setting up innovation and technology transfer support structure for national institutions.	<p>A project paper was developed and reviewed by two external experts: one NGO and one government consultant. The external experts refined the document and identified some necessary elements that were included to complete the project paper.</p> <p>In a second stage, the 55-page project paper was submitted to Member States during the sixth session of the CDIP for comments. The current stage of the project involves the development of the first prototype of the Digital Portal, for which some of the contents and tools have already been identified.</p>	<p>Project Paper on "Innovation and Technology Transfer Support Structure for National Institution" Link: http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=146972</p>

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
10	“Strengthening the Capacity of National IP Governmental and Stakeholder Institutions to Manage, Monitor and Promote Creative Industries, and to Enhance the Performance and Network of Copyright Collective Management Organizations” DA_10_04	Assist in the improvement and strengthening of national institutions and stakeholder organizations dealing with and representing creative industries in enhancing their understanding of the role of IP for the effective management and development of creative industries, and to facilitate the establishment of regional or sub-regional networks for the collective management of copyright and neighboring rights	18 months	Under implementation since April 2009	Strengthening the capacity of national IP governmental and stakeholder institutions to manage, monitor and promote creative industries, and to enhance the performance and network of Copyright Collective Management Organizations.	<p>The part of the project on creative industries has been completed. The following achievements are noted:</p> <ol style="list-style-type: none"> 1. The establishment of a foundation to enable national IP institutions, creators and other stakeholders of creative industries to further develop and improve their institutional capacity through a combination of seminars, workshops, roundtable discussions, studies and fact finding missions to Member States’ offices; and 2. The introduction of the WIPO measurement tools for assessing the economic contribution of the creative industries and raising awareness of IP as a factor for economic, social and cultural development. <p>The achievements concerning the Collective Management part of the project include:</p> <ol style="list-style-type: none"> 1. The undertaking of preparatory work in consultation with the WAN Member States and their collective management societies; 	<p>Specialized training modules on collective management</p> <p>Collective management business rules and CMOs assessment</p> <p>Development of WIPOCOS five-module system addressing the need of different societies</p>

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
						<p>2. The completion of a revised design concept of the WAN database; and</p> <p>3. Agreement reached on a partnership for the development of the WAN database and data exchange systems;</p>	
10	“Improvement of National, Sub-Regional and Regional IP Institutional and User Capacity” DA_10_05	The project aims to a) strengthen national IP institutional capacity through the development of an integrated approach and a standard methodology for the formulation of national IP strategies that are consistent with national development needs and priorities; b) strengthen regional/sub-regional IP institutions by providing assistance for the establishment of sub-regional cooperation mechanisms; and c) enhance the capacities of IP and SME support institutions through the development of a series of tools and training activities.	24 months	Under implementation since April 2009	<p>Improvement of national, sub-regional and regional IP institutional and user capacity.</p> <p>Improve the capacities of national institutions, including IP Offices, to handle efficiently the procedures for registration and examination of trademarks and geographical indications.</p>	<p>- National IP strategies: A series of benchmarking tools have been developed with a view to assisting officials involved in the development of national IP strategies in assessing the status of their national IP system, defining strategic targets and assessing specific IP needs.</p> <p>- Regional and sub-regional institutions: In 2009/10, two resolutions supporting the establishment of a) a Caribbean Regional Patent System and b) a framework for the protection of Traditional Knowledge were adopted.</p> <p>- IP and SMEs: A series of tools have been developed with a view to</p>	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUTS
						<p>assessing the needs and challenges of SMEs in effectively utilizing the IP system and identifying strategy options and policy responses to address such needs. Five-day Training of Trainers Program on effective IP Asset Management by SMEs were organized in several of those countries. The customization and/or translation of four IP for Business Series publications were undertaken. The IP Panorama – a multi-media learning tool on IP management was adapted to French and Spanish languages.</p>	

Thematic Projects

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
16, 20	"Intellectual Property and the Public Domain" DA_16_20_01	Recognizing the importance of the public domain, the project will comprise a series of surveys and studies that will analyze good practices and the currently available tools for identifying content that is in the public domain and to preserve such content from individual appropriation. The surveys and studies should facilitate the planning of the subsequent steps of possible preparation of guidelines and/or possible development of tools to facilitate the identification of and access to public domain subject matter. The project is divided into three components that will address the issue from the perspective of copyright, trademarks and patents.	24 months	Under implementation since January 2010	by IP systems. Analyzing the implications of a rich and accessible public domain, exploring the various tools available for identifying and accessing subject matter that has fallen into the public domain, and wherever possible, suggest or work towards the development of new tools or guidelines in this respect, in order to enhance access to the public domain and preserve knowledge that is already in the public domain.	<p>Copyright A Scoping Study on Copyright and Related Rights and the Public Domain was prepared by an external expert and presented to the sixth session of the CDIP during the discussion of the progress report. Partial results of the Second survey on voluntary and deposit systems have been made available in the WIPO website, including all the responses from Member States.</p> <p>Trademarks A master consultant was identified and a number of regional reporters were selected to prepare a study on misappropriation of signs through a fact-based comparative analysis of the trademark laws of a representative number of Member States.</p> <p>Patent A study on patents and the public domain was commissioned from external experts from different continents and began preparation in 2010.</p>	Scoping Study on Copyright and Related Rights and the Public Domain. published on: http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=147012

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
7, 23, 32	"IP and Competition Policy" DA_7_23_32_01	In order to promote a better understanding of the interface between intellectual property and competition policy, particularly in developing countries and countries with economies in transition, WIPO would undertake a series of studies that would analyze recent practices, legal developments, jurisprudence and legal remedies available in selected countries and regions, with a focus on issues relating to IP licensing. In addition, a series of sub-regional seminars and Geneva-based symposia will be organized as fora for exchange of experiences in this field. WIPO's licensing training programs will include a component on the pro-competitive aspects of licensing and anti-competitive licensing practices, and a Global Meeting will be organized on Emerging Copyright Licensing Modalities.	24 months	Under implementation since January 2010	Enable policy-makers, particularly in developing countries and LDCs, to better understand the interface between IPRs and competition policies. Promote pro-competitive intellectual property licensing practices. Provide an opportunity for the exchange of national and regional experiences and information on the links between IPRs and competition policies.	Two symposia on IP and Competition Policy were organized in Geneva and one regional seminar on IP and Competition Policy in Rio de Janeiro. Successful completion of two surveys on compulsory licenses and franchising agreements were completed. An extension of the deadlines by the CDIP V from November 2010 to February 2011 will require complementary work to be done in March 2011. Study on the relationship between national IP and Competition agencies was completed. Information received from Member States was scarce, but the re-launching of the surveys hopefully will generate additional information. Accordingly, the study will be complemented and finalized in March 2011. Conclusion of the research report on the study on exhaustion and antitrust. The report is now being transformed into a document, which will be submitted to CDIP VII (May 2011).	The Global Meeting on Emerging Copyright Licensing Modalities has been held on November 4 and 5, 2009. Presentations and podcasts are available online Online link: http://www.wipo.int/meetings/en/2010/wipo_c_r_lic_ge_10/

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
						Successful participation in a National seminar on IP and CP in Damascus, Syria (October 2010), and coordination meeting with IPEA (Rio de Janeiro, November 2010) on the study on sham litigation (which is expected to be completed in June/July 2011). Visit to Washington D.C. (December 2010) to discuss the implementation of the Project.	
19, 24, 27	"IP, Information and Communication Technologies (ICTs), the Digital Divide and Access to Knowledge" DA_19_24_27_01	The first component of the project regarding copyright aims at providing Member States a source of relevant and balanced information on the opportunities provided by new models of distributing information and creative content, focusing on the areas of education and research, software development and e-information services (e.g., e-journals and public-sector information). The second component is about the digitization of national industrial property documents to create a database enhancing public access to digital content and develop skills for creating a national IP database, for users' easy access.	24 months	Under implementation since January 2010	Gather information and explore the potential of the copyright system, its flexibilities and different models for managing copyright for enhancing access to knowledge, with a particular focus on: education and research; software development practices, including free and open source software; and e-information (e.g., e-journals and public sector information). Contribute to the reduction of the knowledge gap between industrialized and developing countries (especially LDCs) through the digitization of IP data, including national IP data.	Copyright The Study on "Using Copyright to Promote Access to Information and Creative Content" was commissioned to the selected experts. The Study is divided into three parts; education and research; software development practices, and public sector information. Digitization of national industrial property documents Six Offices were assisted in 2010. WIPO assistance ranges from simply providing software and technical assistance, to contracting external suppliers to digitize very large backfiles of IP records.	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
19, 30, 31	"Developing Tools for Access to Patent information" DA_19_30_31_01	This proposed project aims to provide developing countries, including LDCs, upon request, with services which will facilitate the use of patent information on specific technology for facilitating their indigenous innovation and R&D in cooperation with other intergovernmental organizations. Patent Landscaping Reports will be drafted which exploit the vast resources of patent information to provide an analysis of specific technologies and related existing IP rights for selected areas of technology; an e-tutorial available on DVD or on the internet will provide training on using and exploiting patent information; and conferences, including workshops and training courses, will be organized for users, in particular for staff of Technology and Innovation Support Centers.	30 months	Under implementation since January 2010	<p>Increase understanding by stakeholders of innovation, businesses and public policymakers in developing countries of key trends in specific technology and its effects on business and society, so as to enable them to identify and exploit specific areas of technology.</p> <p>Increase the skills in searching and exploiting patent information, as well as how to prepare Patent Landscaping Reports by teaching in an effective and convenient manner: how, why and where to carry out patent searches.</p> <p>Facilitate discussions and the exchange of experiences, views and best practices in the field of patent information by inviting users to meet on a regular basis.</p>	<p>Patent Landscaping Reports Five PLRs on the following topics: vaccines, atonavir, ritonavir, solar cooking and solar cooling have been contracted and in the process of being completed and available for the 12 session of the Committee. Cooperation has been established with several IGOs, including WHO, UNITAID, FAO, ITU, UNIDO, UNFCCC. The cooperation led to identification of the specific topics for the above mentioned reports as well as the terms of reference describing specific issues to be investigated in the framework of those reports.</p> <p>E-tutorial The overall strategy for the production of the e-tutorial has been agreed and established. The table of content agreed and completed. Phase one of implementation started in September 2010 for the engagement of the e-learning tutorial and the team that will be engaged with the content of the e-tutorial. The e-tutorial will be completed by the end of 2011.</p>	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
33, 38, 41	Project on "Enhancement of WIPO's Results-Based Management (RBM) Framework to Support the Monitoring and Evaluation of Development Activities" DA_33_38_41_01	(i) Design, develop and establish a sustainable and coherent results-based monitoring and evaluation framework focused on WIPO's development-related activities, as well as the Development Agenda (DA) Recommendations. (ii) Seek to strengthen the capacity for objective development impact assessments of the Organization's activities. (iii) Conduct a review of WIPO's existing technical assistance activities in the area of cooperation for development to help establish some baselines for further work.	24 months	Under implementation since January 2010	Adapt and strengthen WIPO's existing RBM framework to ensure that there is a strong focus across all relevant Programs on the impact of the Organization's activities on development, including technical assistance, and provide additional management tools to support the specific needs as they relate to the 45 Recommendations, and the reporting needs of the CDIP. Contribute to a monitoring and evaluation culture, in particular as relates to the development impact of all relevant programs, within the Organization, and the systematic collection and use of performance information to ensure accountability, and support informed decision making by the Organization and its stakeholders. Increase the capacity and ability for independent and objective evaluations of the development impact of WIPO's activities.	A stocktaking exercise to review the appropriateness of the current results framework (Program and Budget 2010/11) as it relates to development and the mainstreaming of development considerations and development agenda projects and recommendations was undertaken. A macro level analysis of the status of results based management within the Organization has been conducted. Nine sectoral RBM workshops were held focusing on improving the results frameworks for the Program and Budget 2012/13 and enhancing the mainstreaming of DA recommendations and projects. Draft terms of reference (ToRs) for the external review of WIPO's technical assistance were circulated to Member States in July 2010. The external review of WIPO's technical assistance is currently ongoing.	The revised ToRs incorporating the comments received from Member States were posted on the WIPO website under: http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=147456

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
35, 37	"Project on Intellectual Property and Economic and Social Development" DA_35_37_01	The project consists of a series of studies on the relationship between IP protection and various aspects of economic performance in developing countries. They would seek to narrow the knowledge gap faced by policymakers in those countries in designing and implementing a development-promoting intellectual property (IP) regime. The envisaged studies would focus on three broad themes: domestic innovation, the international and national diffusion of knowledge, and institutional features of the IP system and its economic implications. Studies would be implemented by research teams involving the WIPO Office of the Chief Economist, international experts, and local researchers.	36 months	Under implementation since July 2010	<p>Promote better understanding of the socio-economic effects of IP protection in developing countries.</p> <p>Creation of analytical capacity in countries, where little economic studies work on IP has been undertaken so far.</p>	Several WIPO members have expressed interest in the conduct of a national economic study and the WIPO project team has prepared proposals for constructing new datasets and analytical methodologies. Implementation of the first studies is expected to commence in the first half of 2011.	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
19, 30, 31	“Capacity-Building in the Use of Appropriate Technology-specific Technical and Scientific Information as a Solution for Identified Development Challenges” DA_19_30_31_02	This project aims to contribute to building capacity at the national level in the use of appropriate technical and scientific information as appropriate technology to address the identified development challenges facing least developed countries (LDCs). In particular, it explores the delivery possibilities of appropriate technologies at a practical entry point level by working with government and non-government stakeholders in LDCs.	24 months	Under implementati on since July 2010	<p>Increase understanding by stakeholders of innovation, businesses and public policymakers in developing countries of key trends in specific technology and its effects on business and society, so as to enable them to identify and exploit specific areas of technology.</p> <p>Increase the skills in searching and exploiting patent information, as well as how to prepare Patent Landscaping Reports by teaching in an effective and convenient manner: how, why and where to carry out patent searches.</p> <p>Facilitate discussions and the exchange of experiences, views and best practices in the field of patent information by inviting users to meet on a regular basis.</p>	The implementation process of the project has started in three least developed countries, namely: Bangladesh, Nepal and Zambia. All the countries selected national experts for the implementation of the project and are in the process of nominating international experts. Some of the countries had established national expert groups, others, however, are in the process of consultations for the establishment of national expert groups.	

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
4, 10	"IP and Product Branding for Business Development in Developing Countries and Least Developed Countries (LDCs)" DA_4_10_01	The project aims to support local communities in developing countries and LDCs in the design and implementation of strategies for the appropriate use of IP in product branding, focusing in particular on geographical indications and trademarks.	36 months	Under implementation since July 2010	<p>Contribute to the business development of local communities by developing strategic alliances of producers/farmers associations, SMEs and public institutions, to build product brands through the strategic use of IP rights.</p> <p>Raise awareness on the impact of product branding on the business development of local communities and local SMEs, in the framework of sustainable development priorities.</p> <p>Enhanced emphasis, in technical assistance programmes and activities, to the needs of SMEs that specifically deal with scientific research and cultural industries.</p>	Launched in Thailand and Panama a series of practical tools, including conceptual schemes and a benchmarking questionnaire, have been developed to assist the selected local communities in identifying the most appropriate branding strategies for their products. These are currently being tested in the first two pilot countries with a view to ensuring a country-led process. In each country, a number of products with strong branding potential have been identified and local consultants with good knowledge of the country's legal, economic and regulatory framework have been recruited with a view to ensuring a country-led process.	
19, 25, 26, 28	"Intellectual Property and Technology Transfer: Common Challenges-Building Solutions" DA_19_25_26_28_01	<p>The project includes a range of activities that will explore possible initiatives and IP-related policies for promoting technology transfer, particularly for the benefit of developing countries.</p> <p>The project will consist of five progressive phases with the objective of adopting a list of suggestions, recommendations and</p>	27 months	Under implementation since January 2011	<p>Increase understanding by stakeholders of innovation, businesses and public policymakers in developing countries of key trends in specific technology and its effects on business and society, so as to enable them to identify and exploit specific areas of technology.</p> <p>Enhanced activities and work to explore IP-related transfer of technology policies and</p>	N/A	N/A

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
		<p>possible measures for promoting technology transfer.</p> <p>The project includes the following activities: (i) the organization of five Regional Technology Transfer Consultation Meetings, the composition criteria and TOR of which will be decided by Member States; (ii) the elaboration of a number of peer-reviewed analytic studies, including economic studies and case studies on international technology transfer, that will provide inputs for the High-Level Expert Forum; (iii) the organization of a High Level International Expert Forum on “Technology Transfer and IP: Common Challenges - Building Solutions” to analyze the needs in the area of technology transfer and make proposals for the above-mentioned list of suggestions, recommendations and possible measures for promoting technology transfer. The composition criteria and terms of reference (TORs) of the</p>			<p>initiatives and the use of flexibilities in international IP instruments to promote transfer and dissemination of technology.</p> <p>Increased initiatives, especially by developed countries to encourage cooperation among scientific and research institutions of developed and developing countries.</p> <p>Exploration and identification of IP-related policies and measures that could be taken by Member States, especially developed countries, to support the transfer and dissemination of technology.</p>		

REC	PROJECT	BRIEF DESCRIPTION	DURATION	STATUS	EXPECTED RESULT	MAIN ACHIEVEMENT	OUTPUT
		High Level Forum would be decided upon by Member States; (iv) the creation of a Web Forum on “Technology Transfer and IP: Common Challenges - Building Solutions”; and (v) the incorporation of any outcome resulting from the above activities into the WIPO programs, after consideration by the CDIP and any possible recommendation by the Committee to the General Assembly.					
36	“Open Collaborative Projects and IP-Based Models” DA_36_1	This project will initiate and explore a range of activities for exchanging experiences on open innovation environments (including user-centric environments where users co-create innovations through open collaborative agreements) in developed and developing countries, as well as intellectual property (IP) models.	30 months	Under implementation since January 2011	Exchange of experience among WIPO stakeholders on open collaborative projects such as the Human Genome Project and IP models.	N/A	N/A

[End of Annex II and of document]