



REGIONAL SEMINAR

WIPO/ARB/SIN/10/INF/1
ORIGINAL: ENGLISH
DATE: 8 NOVEMBER 2010

Regional Seminar on Alternative Dispute Resolution in Intellectual Property (IP) Disputes

organized by

the World Intellectual Property Organization (WIPO)

in cooperation with

the Ministry of Foreign Affairs of Singapore under the Singapore Cooperation Programme

and with the assistance of

the Intellectual Property Office of Singapore (IPOS)

Singapore, November 8 to 10, 2010

Monday, November 8, 2010

8.30 – 9.00 Registration

9.00 – 9.15 Opening Ceremony

Opening remarks by:

The representative of the World Intellectual Property Organization (WIPO) Office in Singapore

The representative of the Government of Singapore

The representative of the Intellectual Property Office of Singapore (IPOS), Singapore

9.15 – 10.30 **Topic 1: Introduction to Arbitration and Mediation of Intellectual Property (IP) Disputes**

(a) Key Features of Arbitration and Mediation and the Role of Administering Institutions

Speaker: Mr. Richard Tan, Consultant, International Arbitration, Stamford Law Corporation, Singapore

(b) Why and When Consider IP Alternative Dispute Resolution (ADR): Comparing IP ADR to Court Litigation

Speaker: Mr. Erik Wilbers, Director, WIPO Arbitration and Mediation Center, Geneva

10.30 – 10.45 Coffee Break

10.45 – 12.00 **Topic 1 (cont'd):** (c) Background and Case Examples of WIPO Arbitration and Mediation Center

Speakers: Mr. Erik Wilbers
Ms. Wei Lyn Boey, Legal Staff, WIPO Arbitration and Mediation Center, Singapore

12.00 – 13.00 Lunch Break

13.00 – 13.45 **Topic 2: (a) Using ADR in Patent Disputes, Trademark Disputes and Design Disputes**

Speaker: Mr. David Perkins, Partner, Arnold & Porter, London

13.45 – 14.15 **Topic 2 (b) Using ADR in IT Disputes and Disputes Involving Copyright**

(cont'd): Collecting Societies

Speaker: Mr. Richard Tan

14.15 – 14.30 Coffee Break

14.30 – 15.15 **Topic 3: Main Principles of Mediation and Recent Developments at International Level**

Speaker: Mr. Erik Wilbers

15.15 – 16.15 **Topic 4: Main Steps in the Mediation Process. The Role of the Mediator. The Costs Involved**

[Commencement, Appointment of the Mediator, Conduct of the Mediation, and Conclusion]

Speaker: Mr. David Perkins

16.15 – 17.45 Discussion and Exercises

Tuesday, November 9, 2010

9.00 – 9.45 **Topic 5: Main Principles of Arbitration and Recent Developments at International Level**

Speaker: Mr. Erik Wilbers

9.45 – 10.00 Coffee Break

10.00 – 10.45 **Topic 6: The Legal Framework for Arbitration of IP Disputes**

[Arbitration Agreement, Lex Arbitri, Law Applicable to the Merits, Law of the Place of Execution, Conventions, and Rules]

Speaker: Mr. Richard Tan

10.45 – 11.45 **Topic 7: Main Steps in the Arbitration Process**

[Commencement, Establishment and Jurisdiction of the Tribunal, Preparatory Organization, Interim Relief, Exchange of Memorials and Documents, and WIPO Electronic Case Facility]

Speaker: Mr. Richard Tan

11.45 – 12.30 Discussion and Exercises

12.30 – 13.30 Lunch Break

13.30 – 14.00 **Topic 8: Selection and Appointment of the Tribunal**

Speaker: Mr. Richard Tan

14.00 – 15.00 **Topic 9: Hearing and Evidence: Managing the Process**

[Discovery and Privilege, Witnesses and Witness Statements, and Experts and Expert Reports]

Speaker: Mr. David Perkins

15.00 – 15.15 Coffee Break

15.15 – 16.00 **Topic 9 (cont'd): Hearing and Evidence: Managing the Process**

[Confidential Information, Site Visits, and the Arbitrator as Settlement Facilitator]

Speaker: Mr. David Perkins

16.00 – 17.15 Discussion and Exercises

Wednesday, November 10, 2010

9.00 – 10.00 **Topic 10: Awards and Costs in Arbitrating IP Disputes**

[Decision-Making, Remedies, Drafting the Award and Informal Scrutiny, and Costs]

Speaker: Mr. Richard Tan

10.00 – 10.30 Coffee Break

10.30 – 11.00 **Topic 11: WIPO Mediation and Expedited Arbitration for Film and Media**

Speaker: Mr. Richard Tan

11.00 – 11.30 **Topic 12: Drafting Dispute Resolution Clauses: Options and Common Pitfalls**

Speaker: Mr. David Perkins

11.30 – 12.15 Discussion and Exercises

12.15 – 13.00 Lunch Break

13.00 – 14.30 **Topic 13: Dispute Resolution Options for Country-Code Top Level Domains**

Speaker: Mr. Erik Wilbers

14.30 – 15.00 Closing Ceremony

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