

Chair's Report to APEC CTI on the
Intellectual Property Rights Get-Together

Third Session
Tokyo, 26-27 August 1996

Introduction

1. Convened by Japan, the third session of the Intellectual Property Rights Get-Together was held in Tokyo, Japan, on 26-27 August 1996.
2. The meeting was attended by representatives from Australia, Brunei Darussalam, Canada, Chile, the People's Republic of China, Hong Kong, Indonesia, Japan, the Republic of Korea, Mexico, New Zealand, Papua New Guinea, the Republic of the Philippines, Singapore, Chinese Taipei, Thailand and the United States of America. Representative of the APEC Secretariat also attended. The list of participants is attached in the Annex 1.
3. The meeting was chaired by Mr. Shigeo Takakura, Director for International Cooperation, Japanese Patent Office, Ministry of International Trade and Industry of Japan.

Agenda Item 1: Chair's Welcome

4. The chair extended a warm welcome to all delegates. The chair also thanked the APEC secretariat for its continuous support to this meeting.

Agenda Item 2: Adoption of Agenda

5. The meeting adopted the agenda which is contained in the Annex 2.

Agenda Item 3: Chair's Report to the August CTI (Davao)

6. The chair reported on the outline of his report to the CTI meeting in Davao as well as the outcome of the meeting. APEC Secretariat also reported on the result of the last CTI and SOM. Vietnamese attendance to the Industrial Property Rights Symposium in Tokyo was approved by the CTI and endorsed by the SOM.
7. It was also reported that the provisional summary matrix, which had been consolidated by the Convenor based on the matrices submitted by all 18 economies, had been tabled at the SOM for information purposes concerning the current status of completion of matrix report.

Agenda Item 4: Matrix Report

8. The chair reported that all 18 economies had submitted completed matrices to the Convenor.
9. The chair also presented the one page "Summary Report on Matrices of Intellectual Property Rights" and "Summary Matrix," which are both created based on the matrices submitted by 18 economies.
10. It was noted that the Summary Report and the Summary Matrix would be submitted at the next CTI and SOM after these documents were agreed by the Get-Together.

Agenda Item 5: Endorsement of remaining lead-economies for individual Osaka Action Agenda

11. Members agreed that the following economies would act as lead economy for respective item:
 - Item (d): Thailand
 - Item (e): the United States of America
 - Item (f): Mexico
12. With respect to the outstanding item (g), economies were invited to volunteer to be a lead economy and requested to inform their intention to the Convenor as soon as possible. It was agreed that, until a lead economy is assigned, the Convenor economy would temporarily act as lead economy of item (g).

Agenda Item 6: Action Agenda Item a: Deepening the dialogue

13. Some member economies reported on the seminars and symposia related to IPR issues which they are planing to host.
14. Members agreed that the list of seminars and symposia should be categorized by their nature and by their host fora, such as APEC, WIPO, WTO etc. The Convenor economy is responsible for this task, and will circulate the list among members. For this purpose, members are encouraged to provide necessary information on their seminars and symposia to the Convenor in a timely manner.

Agenda Item 7: Action Agenda Item b: Survey of laws and regulations

15. Australia reported that most of the economies had submitted their completed Survey part I and Australia would circulate the draft composite survey to all economies for comment. It was agreed that the outstanding economies should submit their completed Survey as soon as possible.

16. Members agreed that, in the second step of Collective Actions, all member economies would consider the coverage of the survey consistent with Osaka Action Agenda and the matrix should be amended to reflect this.

Agenda Item 8: Action Agenda Item c: Contact Point Lists

17. The chair reported that the necessary budget from the APEC central fund for the inclusion of the list in the APEC Secretariat home page in 1997 had been approved by the Budget and Administration Committee in August.
18. Australia reported that it would circulate the consolidated version of the contact point list within a week and invite correction of contents of the list from member economies. It was agreed that the list should show titles rather than names and that Australia would develop a proforma for use by lead economies to update the list. As previously agreed the circulation of lists for enforcement officers would be limited to central contact points.
19. In the third step of item (c) of Collective Actions, it was noted that Australia, in conjunction with economies, would review the role and the effectiveness of the list and consider the necessity of improvement.

Agenda Item 9: Action Agenda Item d: Well-known trademarks

20. Thailand presented the proposed timeframe of the first step of the Collective Action as attached in the Annex 3. It was noted that the necessity to set up an expert working group on well-known mark would be discussed at a later stage in 1997.
21. It was agreed that Thailand would circulate a working paper by 15 September. Members agreed to submit to Thailand their comment on the working paper by the end of November. It was agreed that collection of information on well-known mark in each economy should be conducted during the period of the second half of 1996 and the first half of 1997.
22. The APEC secretariat drew members' attention to the requirements of setting up of new subgroup meeting which needs an approval of the CTI and an endorsement by the SOM.

Agenda Item 10: Action Agenda Item e: Simplification and standardization of administrative systems

23. The United States explained its proposal as attached in the Annex 4. The proposal regarding template, a format for submitting proposal on simplification and standardization, was approved by the member economies.
24. It was also agreed that member economies should submit, by 1 December, their answers to the questionnaire proposed by the United States regarding "Mailbox." It was noted that the United States of America would circulate the

submitted answers and would prepare its revised proposal for the next IPR Get-Together based on the submitted answers.

25. It was also noted that members are invited to submit to the United States of America their own proposals, if any, regarding simplification and standardization.

Agenda Item 11: Action Agenda Item f: Enforcement

26. Mexico presented its proposal of the timeframe of the collective action and the format for submitting information on enforcement as attached in the Annex 5. The proposed timeframe was agreed by members.
27. It was agreed that members should submit, by 1 January 1997, their comments on the proposed survey from Mexico, and that surveys would be completed in the first half of 1997. Work on the third step of developing guidelines would begin in the second half of 1997.

Agenda Item 12: Action Agenda Item g: Implementation of the TRIPS Agreement

28. It was noted that Japan would circulate, within two weeks, draft working papers concerning the surveys on the implementation of the TRIPS Agreement and technical cooperation.
29. Members agreed to make their comments on the draft papers by mid-October in order to enable Japan to revise its papers.
30. It was also agreed that members should submit, by the end of 1996, information required by the working papers to Japan.
31. One member economy suggested that a format of the survey regarding TRIPS under APEC subcommittee on Customs Procedures should be taken into consideration.
32. Korea expressed its interests in becoming a lead economy of item (g) subject to the confirmation by the authority of the economy.

Agenda Item 13: Endorsement of Matrix Report in relation to actions proposed by Lead economies at this meeting

33. The agreed Summary Matrix Report is attached in the Annex 6.

Agenda Item 14: APEC Industrial Property Rights Symposium

34. Japan briefed content of the Industrial Property Rights Symposium to be held in Tokyo on 28-29 August.

Agenda Item 15: Partners for Progress (PFP) Project

35. Japan reported on the progress of the Partners for Progress Project regarding industrial property rights. It was noted that the first seminar would take place from 18 February to 28 March 1997. The delegation also announced that a Course Outline and General Information would be circulated in September and October respectively.

Agenda Item 16: Future meetings

36. Members agreed that the next IPR Get-Together should be held at the beginning of the 1997 and detailed date and venue of the meeting would be announced in due course.

Agenda Item 17: Other business

Agenda Item 18: Report to the CTI

37. It was agreed that the outcome of this meeting would be reported to the next CTI meeting for approval.

(Annexes follow)

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