



**Asia-Pacific  
Economic Cooperation**

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**2021/SOM1/CTI/031**

Agenda Item: XI

## **Investment Experts' Group Convenor's Report – Endorsed**

Purpose: Information  
Submitted by: IEG Convenor



**First Committee on Trade and Investment  
Meeting  
3-4 March 2021**

## **IPEG CONVENOR'S SUMMARY REPORT TO CTI 1 2021**

### **1. How does the Forum's work contribute to CTI's Objectives of:**

#### **a. Support for the Multilateral Trading System**

- Contribution by Mexico proposing an initiative to gather information to compare applicable legislation in APEC Economies to protect GI. Also, it was proposed the exchange of best practices in the protection of GI.
- WIPO attended IPEG meeting as 3-years guest

#### **b. Regional Economic Integration, including taking forward the Putrajaya Vision 2040 and contributing to the development of the Implementation Plan in 2021**

- IPEG Members to provide inputs for the Implementation Plan of the Putrajaya Vision 2040 highlighting the role of IP in inclusive development.

#### **c. Trade Facilitation and Connectivity**

- Contribution by the United States on the Copyright Alternative in Small-Claims Enforcement (CASE) which enabled the creation of a Copyright Claims Board.
- Contribution by the United States on the Act and the Protecting Lawful Streaming Act (PLSA), which criminalizes engaging in large-scale streaming of copyrighted material as a felony. In this regard, this Act closes the streaming media loophole in U.S. law that did not criminalize as a felony act the streaming of large quantities of copyrighted content.
- Contribution by the United States on the Trademark Modernization Act, which has introduced changes to the Trademark Act for letters of protest, flexible response period, new third-party cancellation mechanisms (expungement, reexamination) and irreparable harm.
- Contribution by Chinese Taipei on Amendment to Design Patent Examination Guidelines for Graphic Image Design, which has allowed to cover the graphic image designs even when they are not applied to "physical objects".
- Contribution by Korea on Korea's Copyright Vision 2030 and its recent progress, which includes the following policies: a) Create Foundations for Copyright conducive to 4<sup>th</sup> Industrial Revolution; b) Forge Fair and Transparent Distribution Environment; c) Tighten Response to Copyright Infringement; d) Strengthen Infrastructure for Overseas Copyright Protection to further promote culture
- Contribution by Canada on Latest developments at the Canadian Intellectual Property Office, focused on the Engagement at WIPO, IP Education and Awareness and IP Research and Strategic Analysis.
- Contribution by Korea on Financial Investment Promotion Policy, which includes four strategies to create an environment for IP financial investment: a) Discover and create

IPs worth investing; b) Diversify IP investment products; c) Induce capital inflow into the IP financial market; d) Build market-friendly infrastructures

- Contribution by Russia on Latest developments in the legislation of the Russian Federation, including geographical indication, and measures taken by Rospatent in respect of COVID-19. This contribution was circulated as document.

**d. Inclusion**

- Contribution by Hong Kong, China on Capacity Building and Support Measures to SMEs, which includes Free IP Consultation Service and IP Manager Scheme.

**2. Forum Main Objectives/Deliverables expected for 2021**

- Chinese Taipei to complete the project “The Potential for Use of ADR in the Field of IPR”.
- The United States will carry out the “APEC Webinar Content Protection and Illicit Streaming” as part of the project IPEG 01 2021S.
- Mexico to circulate the initiative/CN for information-gathering to compare applicable legislation in APEC Economies to protect GI.

**3. Planned private sector engagement in 2021**

- The Chair invited member economies to propose ideas / activities on how IPEG could engage more proactively with the private sector.

**4. Planned cross-fora collaboration in 2021**

- The IPEG will begin to consider how to contribute to the implementation of the La Serena Roadmap. Peru reiterated their commitment with this Roadmap and with the key role of women on IP.
- Given that some presentations were related to SMEs, IPEG might consider to engage with the SMEWG.

**5. Main outcomes from most recent plenary meeting**

- The United States shared the results of results of the Survey Questionnaire on Domestic Treatment of Illicit Streaming Devices by APEC Economies where all APEC economies participated.
- Constructive and active engagement by all IPEG Members towards sharing information regarding IP policies and issues relevant to the APEC region.
- IPEG economies expressed support for three proposals made during the meeting (e.g. Indonesia “Capacity Building on Intellectual Property Valuation: Sharing Best Practices on Intellectual Property Valuation in the APEC Region”, and Peru “Recovering from COVID-19: Successful practices in APEC economies on the use of IP as a collective tool to foster and promote economic development and recovery among vulnerable populations and MSMEs.” and “Women and patents in the APEC region: current situation, performance

and challenges.” These proposals will be circulated to IPEG Economies intersessionally for formal endorsement.

**6. Was quorum<sup>1</sup> reached at the most recent plenary meeting?**

- Quorum was reached, the following 19 APEC Member Economies were in attendance:
  - ↳ Australia; Brunei Darussalam; Canada; Chile; People’s Republic of China; Hong Kong, China; Indonesia; Japan; Republic of Korea; Malaysia; Mexico; New Zealand; Papua New Guinea; Peru; the Philippines; Chinese Taipei; Thailand; the United States; and Vietnam.

**7. What is your Forum doing to maintain/increase its relevance to APEC member economies and increase participation from its members?**

*Please provide a brief list of planned efforts to increase participation from members*

- IPEG meetings are targeted towards information-sharing, project delivery aimed at capacity-building, and related initiatives and projects, such as the development of best practices. In this regard, IPEG offers a unique opportunity to its members to learn from their counterparts and engage into a productive dialogue.
- IPEG Members are implementing and proposing APEC-funded and self-funded capacity building projects on topics that IPEG members consider relevant for most APEC economies.
- Initiatives from some IPEG members are aimed to gather information on relevant topics (e.g. illicit streaming devices, industrial designs; geographical indications, etc.) within the APEC region that would be useful for future policy-making decisions.

**8. Decision points needed from CTI**

Seek CTI’s endorsement of the Intellectual Property Experts Group Convenor’s Report

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<sup>1</sup> Quorum requires 14 economies or more. Quorum is measured by member economies (not including private sector) participating. Remote participation is counted.