

COMMITTEE ON DEVELOPMENT AND INTELLECTUAL PROPERTY (CDIP)

Fifth Session

Geneva, April 26 to 30, 2009

Summary by the Chair

1. The fifth session of the CDIP was held from April 26 to 30, 2010. 106 Member States and 44 Observers participated in the meeting.
2. The CDIP unanimously elected Ambassador Md. Abdul Hannan, Permanent Representative of Bangladesh, as Chairman, and Mr. Mohamed Abderraouf Bdioui, Counselor, Permanent Mission of Tunisia, and Luis Vayas, Counselor, Permanent Mission of Ecuador as Vice-Chairmen.
3. The CDIP adopted the Revised Draft Agenda as proposed in document CDIP/5/1 Prov.3.
4. Under Agenda Item 4, the CDIP decided to admit, on an *ad hoc* basis, one non-governmental organization (NGO), namely, Friedrich Ebert Stiftung, without implications as to their status for future CDIP meetings, for a period of one year.
5. Under Agenda Item 5, the Committee adopted the Revised Draft Report of the fourth session, contained in document CDIP/4/14 Prov., with amendments by a few delegations to their own statements.
6. Under Agenda Item 6, the Committee considered document CDIP/5/2 entitled "Director General's Report on Implementation of the Development Agenda" and listened to a large number of general statements. In presenting the report, the Director General explained the approach taken to implement the WIPO Development Agenda. He noted that the introduction of the project-based methodology had provided some momentum to implementation and helped to offer some concrete content for getting implementation under way as well as a means for monitoring implementation that is concrete and measurable. He further noted that a key part of implementation was the mainstreaming of the Development Agenda so that each and every unit of the organization integrated development into its activities. With respect to the implementation of the Development Agenda by other bodies, in particular the norm-setting committees, the Director General pointed out that the Secretariat would continue to facilitate the work of the Committees but that the normative agenda of the organization is driven by Member States, who would be responsible for ensuring implementation of the Development Agenda in the relevant Committees. The Director General's report is annexed to this Summary.
7. Under Agenda Item 7, the Committee agreed on the "Coordination Mechanisms and Monitoring, Assessing and Reporting Modalities", which is annexed to this document.
8. Under Agenda Item 8, the Committee considered document CDIP/4/3/Rev. on "Intellectual Property and the Public Domain." The copyright and patent components of this project had already been approved at CDIP/4. In relation to the patent component, the Secretariat was requested to prepare a new project proposal for a future session, which, *inter alia*, undertakes a study that could cover the following three elements: (1) the important role of a rich and accessible public domain; (2) the impact

of certain enterprise practices in the field of patents and the public domain; and (3) possible norm-setting activities at WIPO on the public domain. The trademarks component of that project was agreed with some modifications.

9. The Committee approved the project on "Intellectual Property and Socio-Economic Development" contained in document CDIP/5/7, the project on "Intellectual Property and Product Branding for Business Development in Developing Countries and Least-Developed Countries (LDCs)", contained in document CDIP/5/5, with some modifications to the French and Spanish versions, and the project on "Capacity-Building in the Use of Appropriate Technology-Specific Technical and Scientific Information as a Solution for Identifies Development Challenges" contained in CDIP/5/6, with some modifications.

10. With respect to the project on "Intellectual Property and Technology Transfer" contained in CDIP/4/7, the CDIP agreed to task the Secretariat with the preparation of a revised project proposal, taking into consideration the discussions held on this matter as well as agreed elements from the Non-Paper, to be submitted for the consideration of CDIP/6. }

11. Under Agenda Item 9, the Committee discussed document CDIP/5/3 entitled "Report on WIPO's Contribution to the United Nations' Millennium Development Goals (MDGs)", noted its contents, and requested that the report be revised and re-submitted to the CDIP at a future session.

12. Under the same Agenda Item, the CDIP discussed document CDIP/5/4 on "Patent Related Flexibilities in the Multilateral Legal Framework and their Legislative Implementation at the National and Regional Levels", noted its contents and approved it as a preliminary document, with the understanding that the Secretariat will revise it to reflect the comments from Member States and include new flexibilities. //

13. Under Agenda Item 10 on "Future Work", a number of suggestions were made during the discussions. In view of the large number of requests made by delegations with regard to future work, the Chair concluded that, while the Secretariat will endeavour to meet the requests, he would provide guidance to the Secretariat in this regard.

14. The CDIP noted that the Draft Report of the fifth session would be prepared by the Secretariat and communicated to the Permanent Missions of the Member States, and would also be made available to Member States, IGOs and NGOs, in electronic form, on the WIPO website. Comments on the Draft Report should be communicated in writing to the Secretariat as soon as possible, preferably eight weeks before the next meeting. The revised Draft Report would then be considered for adoption at the beginning of the sixth session of the CDIP.

15. This Summary and the Summary of the Fourth Session of the CDIP will constitute the CDIP's report to the General Assembly.

[End of document]