

Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications

Twenty-Eighth Session
Geneva, December 10 to 14, 2012

DRAFT SUMMARY BY THE CHAIR

AGENDA ITEM 1: OPENING OF THE SESSION

1. The Chair opened the twenty-eighth session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT), welcomed the participants and invited Mr. Francis Gurry, Director General of WIPO, to deliver an opening address.
2. Mr. Marcus Höpperger (WIPO) acted as Secretary to the SCT.

AGENDA ITEM 2: ADOPTION OF THE AGENDA

3. The SCT adopted the draft Agenda (document SCT/28/1 Prov.) with the addition of one sub-item in item 4, entitled "Study on the Potential Impact of the Work of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT) on Industrial Design Law and Practice" (document SCT/27/4).

AGENDA ITEM 3: ADOPTION OF THE DRAFT REPORT OF THE TWENTY-SEVENTH SESSION

4. The SCT adopted the draft report of the twenty-seventh session (document SCT/27/11 Prov.), with amendments as requested by the Delegations of China and Peru and the Representative of INTA.

AGENDA ITEM 4: INDUSTRIAL DESIGNS

Industrial Design Law and Practice - Draft Articles and Draft Regulations

5. Discussion was based on documents SCT/28/2 and 3.
6. The Chair stated that the SCT had made good progress on the draft Articles and draft Rules. All statements made by delegations would be recorded in the report of the twenty-eighth session. The Secretariat was requested to prepare revised working documents for consideration of the SCT at its twenty-ninth session, which should reflect all comments made at the present session and highlight the different proposals put forward by delegations by using square brackets, strikethrough, underlining or footnotes.

Industrial Design Law and Practice-Overview of Technical Assistance and Capacity Building Provisions in WIPO-Administered Treaties

7. Discussion was based on document SCT/28/4.
8. The Chair concluded that the Secretariat was requested to revise document SCT/28/4, to include the text of the provisions on financial assistance in the treaties referred to in Section I of document SCT/28/4. The document should be complemented with information concerning the current practice, in WIPO, of financing the participation of delegations in meetings of the Assemblies of treaties administered by WIPO.
9. The Delegation of Egypt, on behalf of the Group of African countries, presented a proposal for the Draft Treaty on Industrial Design Law and Practice, and the Representative of the European Union, on behalf of the European Union and its Member States, presented a proposal for a Resolution by the Diplomatic Conference Supplementary to the Treaty on Industrial Design Law and Practice.
10. The SCT requested the Secretariat to publish them as SCT documents for further consideration of the SCT at its twenty-ninth session.

Study on the Potential Impact of the Work of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT) on Industrial Design Law and Practice

11. Following informal consultations among delegations, the Chair concluded that, ~~on an exceptional basis and without prejudice~~ ^{extending} to the work on the Draft Design Law Treaty, the Secretariat was requested to re-open for an additional period of two months the surveys that were conducted in preparing the Study (document SCT/27/4), in order to increase the available data sample by way of additional responses, including from members which have submitted incomplete responses or whose legislation has been amended. The ~~relevant part of the Study~~ ^{new responses} should be updated for consideration of the SCT at its twenty-ninth session, taking into account additional replies received. The general structure of the Study should be maintained. ^{Some} ~~delegation~~ - - -

12. The Chair further concluded that the Secretariat was requested to prepare a separate document describing the relationship between the Hague System for the International Registration of Industrial Designs and the Draft Design Law Treaty.

AGENDA ITEM 5: GEOGRAPHICAL INDICATIONS

AGENDA ITEM 6: ADOPTION OF THE SUMMARY BY THE CHAIR

Twenty-Ninth Session of the Standing Committee on the Law of Trademarks, Industrial Designs and Geographical Indications (SCT/29)

13. The Chair announced the week from May 27 to 31, 2013, as tentative dates for SCT/29.

AGENDA ITEM 7: CLOSING OF THE SESSION

14. The Chair closed the session on December 14, 2012.

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