

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

**Thirtieth Session**  
**Geneva, November 4 to 8, 2013**

### **DRAFT SUMMARY BY THE CHAIR**

#### **AGENDA ITEM 1: OPENING OF THE SESSION**

1. The Chair, Mr. Adil El Maliki (Morocco), opened the thirtieth 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 the World Intellectual Property Organization (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 revised draft Agenda (document SCT/30/1 Prov.2).

#### **AGENDA ITEM 3: ACCREDITATION OF A NON-GOVERNMENTAL ORGANIZATION**

4. Discussion was based on document SCT/30/6.
5. The SCT approved the representation of the Institute for Trade, Standards and Sustainable Development (ITSSD) in sessions of the Committee.

#### **AGENDA ITEM 4: ADOPTION OF THE DRAFT REPORT OF THE TWENTY-NINTH SESSION**

6. The SCT adopted the draft report of the twenty-ninth session (document SCT/29/10 Prov.) with the comments made by the Delegation of China and the Representative of the Centre for International Intellectual Property Studies (CEIPI).

#### **AGENDA ITEM 5: INDUSTRIAL DESIGNS**

7. Discussion was based on documents SCT/30/2 and 3.

8. All member delegations and representatives of observer organizations that made general statements expressed broad support for the work of the SCT on design law and practice and the conclusion of this work in the form of a Design Law Treaty. All delegations expressed support, in principle, for making available technical assistance and capacity building measures to developing countries and Least Developed Countries (LDCs) in the context of the implementation of the future Treaty.

9. The Committee reviewed in detail all provisions which were presented in the form of alternative options, or for which footnotes indicated proposals or reservations of individual delegations. The Chair stated that all statements made by delegations would be recorded in the report of the thirtieth session.

10. The Chair noted that the SCT had made further progress on the draft provisions that it had considered and requested the Secretariat to prepare revised working documents for consideration of the SCT, or a possible preparatory conference, as the case may be, which should reflect all comments made at the present session in the following form: provisions for which alternative options existed would be redrafted in accordance with the decision taken by the Committee; individual proposals presented in footnotes for which there was support by other delegations would be elevated into the text and presented in square brackets with an indication of the delegations having supported the proposal; individual proposals for which there was no support would remain in footnotes; reservations to provisions would be recorded in the form of footnotes.

11. With regard to technical assistance, the Chair noted that progress was made on the provisions in draft Article 21/Resolution and requested the Secretariat to reflect the new draft Article 21/Resolution in the revised working document.

12. Concerning the convening of a diplomatic conference for the adoption of a Design Law Treaty, the Chair noted that all delegations that had taken the floor were in favor of convening such a diplomatic conference. A large number of delegations was of the view that an agreement to address technical assistance in the form of an article in the treaty had to be reached prior to convening such a diplomatic conference. Other delegations were of the view that the SCT could already recommend to the General Assembly the convening of a diplomatic conference. Among the latter, a number showed flexibility as to whether technical assistance should be addressed in a resolution or an article, whereas one delegation was of the view to defer this matter to the diplomatic conference itself.

## **AGENDA ITEM 6: TRADEMARKS**

### *Study on the Protection of Country Names*

13. Discussion was based on documents SCT/29/5 Rev. and SCT/30/4.

14. A large number of delegations expressed support for continuing work on this item. Some delegations proposed the continuation of this work, including work on a possible future Joint Resolution in that area. Other delegations asked for further study on specific aspects of the topic, such as the role of countries as brand owners. The Chair invited delegations to submit their proposal in writing to the Secretariat before the end of the year. These submissions should be compiled by the Secretariat into a working document for consideration by the SCT at its next session.

### *Update on Trademark-Related Aspects of the Expansion of the Domain Name System*

15. Discussion was based on document SCT/30/5.

16. The Chair stated that the SCT had taken note of document SCT/30/5 and that the Secretariat was requested to keep Member States informed on future developments in the Domain Name System.

## **AGENDA ITEM 7: GEOGRAPHICAL INDICATIONS**

17. Concerning the proposal by the Delegation of the United States of America, a number of delegations noted that it was presented only at the start of the meeting and further time for its consideration was needed. However, a large number of delegations were of the view that the SCT should pursue work on geographical indications including other issues, such as the protection of geographical indications in the Domain Name System. The Chair stated that all Delegations were invited to present their proposals for this Agenda item in time before the next session of the SCT.

## **AGENDA ITEM 8: SUMMARY BY THE CHAIR**

## **AGENDA ITEM 9: CLOSING OF THE SESSION**

18. The Chair closed the session on November 8, 2013.

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