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Committee on Development and Intellectual Property (CDIP)

Fourteenth Session
Geneva, November 10 to 14, 2014

DRAFT SUMMARY BY THE CHAIR

1. The fourteenth session of the CDIP was held from November 10 to 14, 2014. The session was attended by 79 Member States and 31 Observers.
2. The Committee adopted the Draft Agenda as proposed in document CDIP/14/1 Prov.2.
3. Under Agenda Item 3, the Committee decided to admit, on an ad hoc basis, two non-governmental organizations (NGOs), namely Maloca Internationale and the Legal Committee for the Self-Development of Andean Indigenous Peoples (CAPAJ).
4. Under Agenda Item 4, the Committee adopted the draft report of the thirteenth session of the CDIP contained in document CDIP/13/13 Prov.
5. Under Agenda Item 5, the Committee listened to general statements from delegations.
6. Under Agenda Item 6, the Committee considered document CDIP/14/2 entitled "Progress Reports". The Committee took note of the content of the document. Project Managers informed Member States on the Progress made in their Projects under implementation.
7. The Committee considered and took note of the following evaluation reports:
 - (i) Evaluation Report on the Project on Project on Intellectual Property (IP) and Socio-Economic Development, contained in document CDIP/14/3;
 - (ii) Evaluation Report on the Pilot Project for Establishment of "Start-Up" National IP Academies – Phase II, contained in document CDIP/14/4;

(iii) Evaluation Report on the Project on Specialized Databases' Access and Support – Phase II, contained in document CDIP/14/5; and

(iv) Evaluation Report on the Project on Developing Tools for Access to Patent Information – Phase II, contained in document CDIP/14/6.

Following the presentation of the evaluation reports, an exchange of views took place. The independent external evaluators responded to the observations made by the delegations.

8. Also under Agenda Item 6, the Committee discussed the Description of the Contribution of the Relevant WIPO Bodies to the Implementation of the Respective Development Agenda Recommendations, contained in document CDIP/14/10. While some delegations appreciated the information received from relevant WIPO bodies, others called for a modification of the reporting methodology. Delegations further reiterated their respective positions on the WIPO Committees to be considered as “relevant bodies” under the Coordination Mechanisms and Monitoring, Assessing and Reporting Modalities.

9. Under Agenda Item 7, the Committee considered a project proposal on a Phase II of the Project on Socio-Economic development, contained in document CDIP/14/7. The Committee approved the project proposal.

10. The Committee considered the Concept Paper for the Project on Intellectual Property and Technology Transfer: Common Challenges - Building Solutions (Recommendations 19, 25, 26 and 28), contained in document CDIP/14/8 Rev. The Committee agreed that Member States would have the opportunity to interact during the High Level Expert Forum. The Committee will also consider the outcome of the said Forum. The Committee approved the concept paper as modified.

11. The Committee discussed the WIPO General Assembly Decision on CDIP related matters, contained in documents CDIP/14/11 and CDIP/12/5.

12. The Committee considered the Revised Report on the Measurement of the Millennium Development Goals (MDGs) in Other United Nations Agencies and Specialized Agencies, and on the Contribution of WIPO to the Implementation of the MDGs, contained in document CDIP/14/12 Rev. Delegations expressed their appreciation of the Report. Some delegations requested the Secretariat to provide the Committee with continual reporting on WIPO's participation in the Post-2015 Development Agenda process. However, there was no agreement on this request.

13. The Committee considered the Project on - Intellectual Property and Tourism: Supporting Development Objectives and Protecting Cultural Heritage in Egypt and Other Developing Countries, contained in document CDIP/13/8.

14. The Committee considered the Revised Proposal on Possible New WIPO Activities Related to Using Copyright to Promote Access to Information and Creative Content, contained in document CDIP/13/11. Following an exchange of views and clarifications on the scope and implementation of certain activities, the Committee agreed on the following:

- On activity 1, the Secretariat should work with interested Member States to prepare a proposed implementation plan for a concrete pilot project to be presented to the CDIP;
- On activities 2, 3 and 4, the Secretariat should implement them in accordance with document CDIP/13/11;

- On activity 5, the Secretariat should arrange for the preparation of a comprehensive survey of national approaches to Public Sector Information; and
- On activity 6, the Committee will consider it once progress has been made on the other activities.

15. The Committee discussed and approved the Terms of Reference (TORs) for the Independent Review of the Implementation of the Development Agenda Recommendations as requested under the Coordination mechanism. Copy of the Terms of Reference (TORs) is attached to the Summary.

16. The Committee discussed the matter of the International Conference on Intellectual Property and Development. The Committee agreed to hold it on a margin of CDIP [16 or 17]. The Secretariat was requested to finalize the list of speakers as contained in document WIPO/IPDA/GA/13/INF/1 Prov., taking into consideration proposals made by Members States [before end of January 2015 // end of March 2015].

17. The Committee discussed the External Review of WIPO Technical Assistance in the Area of Cooperation for Development (documents CDIP/8/INF/1, CDIP/9/14, CDIP/9/15, CDIP/9/16, and CDIP/11/4).

18. The Committee discussed and took note of the Study on Collective Negotiation of Rights and Collective Management of Rights in the Audiovisual Sector, contained in document CDIP/14/INF/2. It took note of the request for translation of the document into French.

19. The Committee discussed and took note of the following Studies undertaken in the context of the Project on IP and Socio-Economic Development:

- (i) Trademarks Squatters: Evidence from Chile, contained in document CDIP/14/INF/3;
- (ii) Study on the Impact of Utility Models in Thailand, contained in document CDIP/14/INF/4;
- (iii) Study on the Use of Intellectual Property and Export Performance of Brazilian Firms, contained in document CDIP/14/INF/5;
- (iv) Report on IP Use in Brazil (2000-2011), contained in document CDIP/14/INF/6;
- (v) Study on the Impact of Intellectual Property on the Pharmaceutical Industry of Uruguay, contained in document CDIP/13/INF/5;
- (vi) Study on Patent's Role in Business Strategies: Research on Chinese Companies' Patenting Motives, Patent Implementation and Patent Industrialization, contained in document CDIP/13/INF/8; and
- (vii) Study on International Patenting Strategies of Chinese Residents, contained in document CDIP/13/INF/9.

20. The Committee discussed and took note of the following Studies undertaken in the context of the Project on Intellectual Property and Technology Transfer: Common Challenges - Building Solutions:

- (i) Study on Economics of IP and International Technology Transfer, contained in

document CDIP/INF/7;

(ii) Intellectual Property-Related Policies and Initiatives in Developed Countries to Promote Technology Transfer, contained in document CDIP/14/INF/8;

(iii) Case Studies on Cooperation and Exchange Between R&D Institutions in Developed and Developing Countries, contained in document CDIP/14/INF/9;

(iv) Policies Fostering the Participation of Businesses in Technology Transfer, contained in document CDIP/14/INF/10;

(v) International Technology Transfer: an Analysis from the Perspective of Developing Countries, contained in document CDIP/14/INF/11; and

(vi) Alternatives to the Patent System that are Used to Support R&D Efforts, Including both Push and Pull Mechanisms, with a Special Focus on Innovation-Inducement Prizes and Open Source Development Models, contained in document CDIP/14/INF/12.

Some delegations expressed concerns regarding the quality of the studies and requested a robust peer-review process to be applied to all WIPO studies. Other delegations requested the studies to be presented by their authors at the next session. However, there was no agreement on this request.

21. The Committee discussed and took note of the following Studies undertaken in the context of the Project on Open Collaborative Projects and IP-Based Models:

(i) Global Knowledge Flows, contained in document CDIP/14/INF/13; and

(ii) In-Depth Evaluation Study for the Project on Open Collaborative Projects and IP-Based Models, contained in document CDIP/14/INF/14.

22. Under Agenda Item 8 on Future Work, the Committee agreed upon a list of issues/documents for the next session.

23. The Committee noted that the Draft Report of the fourteenth 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 written form to the Secretariat, preferably eight weeks before the next meeting. The Draft Report will then be considered for adoption at the fourteenth session of the Committee.

24. This Summary will constitute the Committee's report to the General Assembly.

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